

ADMINISTRATIVE PAGE

LEADS

KNOXVILLE DIVISION (INFORMATION)

One copy of this report is being sent to Knoxville since EMIL HERSCHEL CAGLE, father of subject CAGLE, resides in the territory covered by this office.

LOUISVILLE DIVISION (INFORMATION)

One copy of this report is being sent to the Louisville Division since this office has outstanding leads in instant case.

PITTSBURGH DIVISION (INFORMATION)

One copy of this report is being sent to the Louisville Division since this office has outstanding leads in instant case.

PHILADELPHIA DIVISION
AT PHILADELPHIA, PA.

Will prepare a prosecutive summary report after the receipt of the results of all investigation in instant case.

AT LEWISBURG, PA.

Will follow and report prosecutive action.

REFERENCE: Philadelphia letter to Bureau dated 11/29/54.
Bureau letter to Philadelphia dated 12/3/54.
Report of SA [redacted] dated 12/6/54 at Philadelphia.
New York teletype to Bureau and Philadelphia dated 12/9/54.

70-22845-
b7C

70-22

ADMINISTRATIVE PAGE (CONTINUED)

REMARKS (cont'd):

Philadelphia teletype to Bureau, New York, Newark
and Richmond dated 12/10/54.
Richmond teletype to Bureau and Philadelphia dated
12/11/54.
Newark teletype to Bureau, New York and Philadelphia
dated 12/11/54.
New York teletype to Bureau and Philadelphia dated
12/12/54.
Bureau airtel to Philadelphia dated 12/14/54.
Report of SA [redacted] dated 12/15/54 b7c
at Washington, D.C.
Evansville teletype to Bureau and Philadelphia dated
12/15/54.
New York airtel to Philadelphia dated 12/15/54.
Philadelphia teletypes to Bureau dated 12/16/54.
Bureau teletype to Philadelphia and Richmond dated
12/16/54.
Richmond teletype to Bureau, Philadelphia and
Pittsburgh dated 12/17/54.
Philadelphia airtel to Bureau, Pittsburgh and
Louisville dated 12/20/54.

70-22845-

57

FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

DEC 7 1954

TELETYPE

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Winterrowd	
Mr. Holloman	
Mr. Gandy	

6 FROM PH 7 5.26 PM

URGENT

DIRECTOR, FBI
GEORGE JUNIOR MC COY, WAS., ET AL, CGR - MURDER, ETC. REBUTEL
TODAY. ORIGINAL SIGNED STATEMENT REFLECTS MC COY QUARTERED IN QUOTE
THIRTYNINE QUARTERS UNQUOTE INSTEAD OF F THIRTYNINE QUARTERS. CORRECT
BUREAU COPIES. USA BEING ADVISED.

MC CABE

RECORDED-80

EX-125

70-22845-58

Mr. Rosen

70-22845

58

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

DEC 16 1954

TELETYPE

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

3 LR-2

WA 6 FROM PHOENIX 16 5.25 PM
DIRECTOR, FBI URGENT

GEORGE JUNIOR MC COY, WAS., ET AL, CGR - MURDER, ISPI. REBUTEL TODAY.
USA LEVY ADVISED THAT HE IS DISGUSTED WITH COURT ACTION IN THIS
CASE IN GRANTING DELAY IN ARRAIGNMENT. SUBJECTS SUPPOSED TO
BE ARRAIGNED JAN. FOURTEEN, FIFTYFIVE AND IF ATTORNEYS FILE ANY
MOTIONS, WILL BE ARGUED JAN. TWENTYFOUR, FIFTYFIVE, AND HE FEELS IT
WILL ACTUALLY BE SOMETIME IN FEB. BEFORE SUBJECTS ACTUALLY
ARRAIGNED BECAUSE OF ATTITUDE OF COURT. THE DEFENSE ATTORNEYS
HAVE TOLD COURT THAT THEY WILL NEED FOUR MONTHS TO PREPARE FOR
TRIAL WHICH WOULD MAKE IT IMPOSSIBLE TO HAVE TRIAL BEFORE JUNE TERM
OF COURT WHICH OCCURS AT WILLIAMSPORT, PA. IF IT IS NOT TRIED IN
JUNE NEXT TERM OF COURT IS OCTOBER. MR. LEVY DESIRES TO HAVE
TRIAL AT EARLIEST POSSIBLE DATE AND WILL SO INFORM COURT. BUREAU
WILL BE KEPT ADVISED OF DEVELOPMENTS IN THIS MATTER.

MC CABE

RECORDED - 122

70-22845-59

END ACK

PM 8 6 WA JPL

SENT DIRECTOR
12-16-54

1 DEC 21 1954

DEC 20 1954

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

AIRTEL

Transmit the following ~~teletype~~ message to:

BUREAU (70-22845) (REGULAR MAIL)
PITTSBURGH (REGULAR MAIL)
LOUISVILLE (AIR MAIL)

Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Harbo
Mr. Mohr
Mr. Winterrowd
Mr. Nease
Mr. Gandy

FBI PHILADELPHIA

12-20-54

RETEL

GEORGE JUNIOR MCCOY, WAS., ET AL, CGR-MURDER; IPPI
FROM RH TO BU AND PH 12-17-54. FOR INFO OF LS, WILLIAM WALTER
REMINGTON, INMATE, USP, LEWISBURG, PA., WAS ASSAULTED BY INMATES
MCCOY, PARKER AND CAGLE WITH SEGMENT OF BRICK ON 11-22-54, AND
AS A RESULT OF INJURIES RECEIVED DIED ON 11-24-54. ALL SUBJECTS
INDICTED FOR MURDER. LEWIS H. CAGLE, FATHER OF SUBJECT CAGLE,
ADVISED KX OFFICE THAT ON PM 12-13-54, HE DEPARTED LEWISBURG,
PA., BY BUS TO CHATTANOOGA, TENN. [REDACTED] WHO WAS SEATED
BESIDE CAGLE ON BUS, STATED HE, [REDACTED] HAD BEEN CELLMATE OF
SUBJECT CAGLE AT LEWISBURG AT TIME OF MURDER. STATED CAGLE
DID NOT COMMIT MURDER AND THAT HE, [REDACTED], KNEW IDENTITY OF
MURDER. FURTHER STATED REMINGTON NOT MURDERED WITH BRICK.
ABOVE CONVERSATION ALLEGEDLY TOOK PLACE PRIOR TO TIME CAGLE
IDENTIFIED HIMSELF AS SUBJECT CAGLE'S FATHER. [REDACTED] ALSO
ADVISED CAGLE THAT HIS BROTHER, [REDACTED] PRESENTLY CON-
FINED LEWISBURG, KNOWS SUBJECT CAGLE DID NOT COMMIT MURDER AND

70-523

NOV 15 1954
(3:00 PM, 218, 1PH)

RECORDED-27

EX - 108

10 DEC 21 1954

Mr. Rosen

Approved: [Signature]

Special Agent in Charge

Sent

Per

70-22845-60

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Transmit the following Teletype message to:

PAGE TWO

BOTH [REDACTED] WILL SWEAR SUBJECT CAGLE INNOCENT. PREVIOUS INVESTIGATION INSTANT CASE REFLECTED THAT INMATES [REDACTED] McCOY, PARKER AND [REDACTED] WERE QUARTERED WITH CAGLE AT TIME OF ASSAULT ON REMINGTON. NO RECORD USP, LEWISBURG, [REDACTED] CR [REDACTED] ONE [REDACTED] PREVIOUSLY INCARCERATED AT LEWISBURG BUT TRANSFERRED TO SPRINGFIELD, MO., IN 1947. RECORDS IDENTIFICATION DIVISION REFLECT [REDACTED] MAY BE IDENTICAL WITH [REDACTED] FBI [REDACTED] LAST INCARCERATED 8-6-53, FCI, ASHLAND, KY, FOR IWU AND DISCHARGED 12-30-53. [REDACTED] MAY BE IDENTICAL [REDACTED] FBI [REDACTED] AND POSSIBLY BROTHER OF [REDACTED] RECEIVED W. VA. PEN., MOUNDSVILLE, 5-2-51, ESCAPED 4-23-54, APPREHENDED 7-8-54. BU INSTRUCTS THAT [REDACTED] BE LOCATED AND INTERVIEWED RE STATEMENTS TO FATHER OF SUBJECT CAGLE AND BASIS FOR STATEMENT. OBTAIN SIGNED STATEMENT FROM [REDACTED] BEARING IN MIND IF STATEMENT FALSE, VIOLATION SECTION 1001, TITLE 18, USC, MAY BE PRESENT. PG PRESENTLY ATTEMPTING TO LOCATE [REDACTED] AT [REDACTED] W. VA. IS REVIEW RECORD AT FCI, ASHLAND, KY, FOR LEADS [REDACTED] WHEREABOUTS. KEEP BU ADVISED.

McCABE

Approved: _____

Special Agent in Charge

Sent _____

Per _____

FEDERAL BUREAU OF INVESTIGATION

THIS CASE ORIGINATED AT **PHILADELPHIA**

REPORT MADE AT CINCINNATI	DATE WHEN MADE 12/22/54	PERIOD FOR WHICH MADE 12/13-15/54	REPORT MADE BY [REDACTED]
TITLE GEORGE JUNIOR MC COY, Was.; ET AL; WILLIAM WALTER REMINGTON - VICTIM.			CHARACTER OF CASE CRIME ON GOVERNMENT RESERVATION - MURDER; IRREGULARITIES IN FEDERAL PENAL INSTITUTION b7c

SYNOPSIS OF FACTS:

Consensus of opinion of correctional officers interviewed is that **LOUIS CAGLE, JR.**, is a hard individual, and while at Federal Reformatory, Chillicothe, Ohio, was generally with a group that needed watching. Also CAGLE gave the impression of being easily led and capable of physical violence.

- RUC -

DETAILS:

AT CHILLICOTHE, OHIO

[REDACTED] Correctional Officer, advised that actually he had never paid too much attention to **LOUIS CAGLE**, and, therefore, could not offer a very detailed impression of CAGLE. However, **[REDACTED]** stated that it was his opinion that CAGLE was a hard individual, inasmuch as he attempted strong-arm activities and participated in locker robbing. **b7c**

[REDACTED] Correctional Officer, advised that he recalled **LOUIS CAGLE** and the fact that CAGLE hung around with a group that needed watching. **[REDACTED]** stated that in his opinion CAGLE was a follower, and probably would not initiate violent activities on his own. **[REDACTED]** further stated that he recalls that CAGLE was a well-behaved prisoner as long as he was alone, but when he got mixed up with a group of other individuals, usually he got into some sort of trouble.

COPIES DESTROYED

1/15/55

1/15/55

1/15/55

1/15/55

1/15/55

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1/15/55

1/15/55

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1/15/55

1/15/55

1/15/55

70-22845-4

DEC 21 1954

70-22845-6

INDEXED-42

EX-100

CI 70-395

[REDACTED] Correctional Officer, advised that he recalled CAGLE very well, and he knew of CAGLE's strong-arm activities while incarcerated at the Federal Reformatory, Chillicothe, Ohio. [REDACTED] stated that he does not believe CAGLE could ever be the "brains" of an operation, but would probably be the "muscle man" of any plan.

[REDACTED] further stated that he believes CAGLE is capable of violent physical actions. b7C

It was believed that [REDACTED] Correctional Officer, would have information concerning the conduct and behavior of LOUIS CAGLE, but upon interview it was determined that [REDACTED] barely recalled CAGLE, and could offer no substantial information as to his conduct or behavior.

- RUC -

80-22845-

61

CI 70-395

ADMINISTRATIVE PAGE

REFERENCE:

12/6/54.

Report of SA [REDACTED]

Philadelphia, dated

b7C

70-22843

Assistant Attorney General
Warren Olney III

January 3, 1955

Director, FBI

RECORDED 23

EX-133

GEORGE JUNIOR MC COY, with aliases;
ROBERT CARL PARKER, with aliases;
LEWIS CAGLE, JR., with aliases;
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER;
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

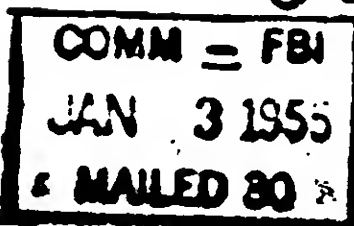
Reference is made to my memorandum of December 20, 1954, to which was attached a copy of the report of Special Agent [redacted] at Washington, D. C., dated December 15, 1954. 7
b7C

For your information there is transmitted herewith one copy each of the reports of Special Agent [redacted] at Cincinnati, Ohio, dated December 22, 1954, and Special Agent [redacted] at Philadelphia, Pennsylvania, dated December 21, 1954.

Attachment

cc: 2 Mr. James V. Bennett, Director, (4 copies sent)
Bureau of Prisons

REG:bm/11s
(5)



FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

Transmit the following Teletype message to:

A I R T E L

FBI, PITTSBURGH

12-20-54

DIRECTOR, FBI

GEORGE JUNIOR MC COY, WAS, ET AL, CCR-MURDER, IFPI. RE RICHMOND
TEL TO BUREAU, 12-17-54. EFFORTS TO LOCATE [REDACTED] WELCH,
W. VA., NEGATIVE ON 12-18-54. [REDACTED] LIVES IN SEACK THERE AND
KNOWN TO WELCH PD AS UNSTABLE INDIVIDUAL WHO IN PAST HAS GIVEN
THEM INFORMATION BELIEVED BY THEM TO BE PRODUCT OF HIS
IMAGINATION. PD REASONABLY CERTAIN [REDACTED] IN WELCH AREA AT
TIME OF RICHMOND MURDER. WACB. EFFORTS CONTINUING TO LOCATE
[REDACTED] WHEN SNOW BLOCKED HIGHWAYS THAT VICINITY BECAME OPEN.

HALLFORD

FEB:hcf
99-1530

cc: 3 - Bureau

70-22845-1

62

RECORDED

DEC 22 1954

DEC 31 1954

70-22845-62

Approved:

Special Agent in Charge

AIRTEL
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

NEW YORK, 12/15/54

Transmit the following Teletype message to:

BUREAU

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

GEORGE JUNIOR MCCOY, WAS, ET AL; WILLIAM WALTER REMINGTON - VICTIM; COR-MURDER, IPPI. ENCLOSED HERewith TO BUREAU IS ONE PHOTOSTAT EACH OF FIVE LETTERS SECURED TODAY FROM RICHARD G. GREEN, 9 ROCKEFELLER PLAZA, NYC, ATTORNEY FOR JANE REMINGTON. THE FIVE LETTERS, DATED OCTOBER 5, NOVEMBER 4, 10, 14, 1954, ARE ALL ADDRESSED TO HER FROM THE VICTIM, WHO SIGNED THEM "BILL." TWO PHOTOSTATS EACH OF THESE LETTERS ARE ENCLOSED TO THE PHILADELPHIA OFFICE. RUC.

KELLY

- ③ - Bureau (Encs. 5)(SPECIAL DELIVERY)
① - Philadelphia (Encs. 10)(SPECIAL DELIVERY)

WV:Ked (5)
70-992

RECORDED

17 DEC 16 1954

Approved: *[Signature]*

Special Agent in Charge

Sent

XXXXXX
XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET10

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.



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Information pertained only to a third party with no reference to you or the subject of your request.



Information pertained only to a third party. Your name is listed in the title only.



Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):



For your information: _____



The following number is to be used for reference regarding these pages:

10 - 27845 - 63

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 X DELETED PAGE(S) X
 X NO DUPLICATION FEE X
 X FOR THIS PAGE X
 XXXXXXXXXXXXXXXXXXXX

Assistant Attorney General
Warren Olney III

December 22, 1954

RECORDED - 70-22845-63
Director, FBI

64-125
GEORGE JUNIOR MC COY, WITH ALIASES;
ROBERT CARL PARKER, WITH ALIASES;
LEWIS CAGLE, JR., WITH ALIASES;
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER;
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

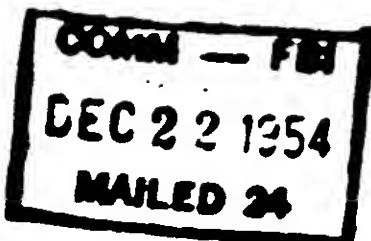
There is attached hereto one Photostat each of five letters written by the above-captioned victim to his wife in New York City prior to his murder. Photostats of these letters were obtained by our New York Office pursuant to the request of U. S. Attorney J. Julius Levy, Middle District of Pennsylvania.

These letters are being furnished to you for your information.

Attachment

cc: Mr. James V. Bennett
Director
Bureau of Prisons (Attachment)

REG:ush



Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Rosen *R*

DATE: December 21, 1954

FROM : Mr. Price *JP*

SUBJECT: GEORGE JUNIOR MC COY, with aliases, ET AL
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

Tolson _____
Boardman _____
Belmont _____
Clegg _____
Glavin _____
Ladd _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Mohr _____
Parsons _____
Quinn Tamm _____
Nease _____
Tele. Room _____
Holloman _____
Gandy _____

This is to advise that the New York Office has obtained Photostats of five letters written by the captioned victim to his wife prior to his death regarding conditions at the Lewisburg Penitentiary.

This is the case wherein Remington, the former Department of Commerce employee, who was sentenced to serve three years imprisonment on 2/4/53 after being convicted of perjury, was assaulted on 11/22/54 at the U. S. Penitentiary, Lewisburg, Pennsylvania, by the captioned subjects. Remington died on 11/24/54. The subjects were indicted on 12/1/54 by a Federal Grand Jury charging them with the murder of victim Remington.

Mrs. Jane Remington made available to the "New York Post" through her attorney numerous letters written by victim Remington to her, some of which contained information relative to conditions at the U. S. Penitentiary, Lewisburg, Pennsylvania. Articles written by a reporter for the "New York Post" based on these letters received widespread publicity and there was an undercurrent of criticism against the Bureau of Prisons since these letters were apparently censored prior to their transmittal by the victim. U. S. Attorney J. Julius Levy, Middle District of Pennsylvania, who is handling the prosecution of this case, requested that the Bureau obtain copies of the pertinent letters so he will have the full facts available to him.

Five letters were obtained by the New York Office from Mrs. Remington, all of which were written within a two-month period prior to the victim's death. These appear to be primarily personal in nature; however, a review of portions of these letters indicates Remington inferred that there were cliques at this prison who did not particularly like Remington's roommates and several of his roommates had requested transfers apparently because they were fearful of conditions at Lewisburg. He also indicates in the letters that his roommates had been burglarized of pipes, cabs and other necessary items and further indicates that on one occasion they returned to their room and discovered a mattress on fire. On another occasion, he indicated that not only was his roommates "hit by thieves" but likewise his own locker had been broken into.

Attachment
cc: 1 - Mr. Nichols

RECORDED-45

13 DEC 27 1954

70-27845-64
JP

RECOMMENDATION:

The New York Office made available to the Bureau and Philadelphia Photostats of these five letters secured from Mr. Remington's attorney by airtel of 12/15/54. These were made available to Philadelphia for referral to United States Attorney Levy. It is, therefore, recommended that the attached memorandum to Assistant Attorney General Warren Cliney III with a copy designated for Mr. James V. Bennett, Director, Bureau of Prisons, to which is attached one Photostat each of these five letters be forwarded. He is advised they are being furnished to him for his information.

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70-2

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

AIRTEL

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

Transmit the following Teletype message to:

FBI, PITTSBURGH 5:35 PM 12/21/54
DIRECTOR, FBI AND SAC, PHILADELPHIA

GEORGE JUNIOR MCCOY, WAS., ET AL, CGR- MURDER, IPPI.
RE PITTSBURGH AIRTEL TO DIRECTOR, 12/20/54. [REDACTED]
INTERVIEWED THIS DATE IN BLUEFIELD, W. VA. AND AS BB DENIES
MAKING ANY OF STATEMENTS ATTRIBUTED TO HIM OR POSSESSING
ANY INFO CONNECTED WITH REAMINGO. MURDER IN WEP, LEWISBURG,
PA. [REDACTED] DENIES HE OR HIS BROTHER [REDACTED] IN LEWISBURG
PEN THIS YEAR AND APPEARS TO HAVE WILD IMAGINATION. PHILADELPHIA
DISCONTINUE RECORD SEARCH AT WEP, LEWISBURG, RE [REDACTED] RE-
PORT FOLLOWS.

Mr. Rosen

HALLFC 2

RECORDED

- 3- BUREAU
- 2- PHILADELPHIA
- 1- RICHMOND (INFO)

88-1539

FEB:HLK

EX-128

19 DEC 23 1954

70-22845-

58 JAN 1955

Approved:

Special Agent in Charge

70-22845-65

65

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

AIR-TEL

Transmit the following Teletype message to: BUREAU (70-22845)
KNOXVILLE (ENCLOSURE)

12/28/54

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Quinn	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

FBI, PH

DIRECTOR, SAC

GEORGE JUNIOR MC COY, ET AL, CGR-MURDER, IPPI. RE KNOXVILLE
TELETYPE TO BUREAU AND PH DATED 12/15/54, AND PITTSBURGH TELETYPE
TO BUREAU AND PH 12/21/54. "SUNBURY DAILY ITEM," SUNBURY, PA.,
DATED 12/24/54, CONTAINS LETTER TO EDITOR FROM SUBJECT CAGLE'S
FATHER, CHATTANOOGA, TENN., DATED 12/13/54, REPORTING SUBSTANTIALLY
SAME INFO AS SET OUT IN KNOXVILLE TELETYPE 12/15/54, WITHOUT
MENTIONING NAME OF SOURCE. PITTSBURGH ADVISED BY TELETYPE DATED
12/21/54, THAT [REDACTED] IN SS DENIED MAKING ANY OF STATEMENTS
ATTRIBUTED TO HIM OR POSSESSING ANY INFO CONNECTED WITH
REMINGTON'S MURDER. KNOXVILLE EXHIBIT ENCLOSED PHOTO OF [REDACTED] b7c
[REDACTED] TO SUBJECT CAGLE'S FATHER TO DETERMINE WHETHER [REDACTED] WAS
SOURCE OF INFO MENTIONED IN URTEL 12/15/54. IF NOT, DETAILED
INFO SHOULD BE OBTAINED FROM SUBJECT CAGLE'S FATHER IN ORDER TO
IDENTIFY THIS SOURCE.

END

WGH:kcc
(3-BU;2-KX;1-PH)

70-523

Mr. Rosen

RECORDED - 56

EX-100

70-22845
MC CASE

56

70-22845-66

50 JAN 4

1955

Sent

Per

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Tolson	
Mr. Boardman	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Nease	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

TO : Director, FBI (70-22845)

DATE: 1/3/55

FROM : SAC, Philadelphia (70-523)

SUBJECT: GEORGE JUNIOR MCCOY, AKA, ET AL
CGR - MURDER; IFPI

On 12/30/54 Mr. FRED WILKINSON, Warden, U. S. Penitentiary, Lewisburg, Pa., advised that in his opinion both CAGLE and PARKER are on the verge of "cracking up", mainly because of the uncertainty of the outcome of instant case, as well as the fact both are of the opinion that their respective families have deserted them. Mr. WILKINSON advised that CAGLE said his father had done him more harm than good in making a statement to the press that his son is not guilty in this matter.

WILKINSON further advised that PARKER has begun to throw things in his cell and has told him that he would cut himself if he was given the chance. He stated MCCOY is the coolest of the group but is highly worried that he will receive the chair for his participation in instant case.

Mr. WILKINSON advised that in view of the above, he, as of 12/30/54, has assigned officers to watch the three subjects 24 hours a day, which is a very expensive operation but necessary in his opinion due to the fact that he has to use officers on an overtime basis. He advised that he does not have enough officers to use them on a regular duty tour for this purpose. He stated he has estimated that this operation will cost the government about \$7000.00 if the trial is not held until February 1955.

He further advised that all three subjects have indicated to him that they will enter a plea of guilty to any charge in instant case, if it does not carry a death penalty. He stated all of them believe they could do additional time without any difficulty.

Mr. WILKINSON also advised that MCCOY told him that Mr. BEIDELSPACKER, his court appointed attorney, stated that he wished he did not have the case as he did not have time to handle it and besides he was not getting anything out of it. According to MCCOY, Mr. BEIDELSPACKER requested that he obtain another lawyer, if possible. It is noted that MCCOY has written to his sister in this regard.

The above information was furnished to Mr. J. JULIUS LEVI, USA, Scranton, Pa., on 12/30/54 at the Warden's request. Mr. LEVI advised that he would not promise the subjects anything in this case but admitted that he has not decided as to whether he would ask for the death penalty. He stated he might accept or be agreeable to a plea of second degree murder, but at the present time is undecided.

RECORDED-91

EX-103

2 JAN 4 1955

70-22845-67

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

AIR TEL

Transmit the following Teletype message to:

FBI KNOXVILLE

1-5-55

MJH:BOO

DIRECTOR, FBI (70-22845) SAC, PHILADELPHIA (70-523) AND PITTSBURGH

GEORGE JUNIOR MC COY ET AL CGR-MURDER, IPPI, RE AIRTEL TO BUREAU 12-28-54.

LEWIS HERSHEL CAGLE, [REDACTED] CHATTANOOGA, TENNESSEE POSITIVELY
IDENTIFIED THE PHOTOGRAPH OF [REDACTED] LEWISBURG USP # [REDACTED] AS THE PERSON
WHO FURNISHED INFORMATION WHICH WAS SET FORTH IN EX TEL TO BUREAU AND PHILADELPHIA
ON 12-15-54. REC

b7c

AIDEN

END

70-0

Mr. Rosen

AIR MAIL

70-22845-

38

RECORDED-68

EX-125

21 JAN 6 1955

70-22845-68

33 JAN 11 1955

Approved: [Signature]

Special Agent in Charge

Sent _____ M

Per _____

FEDERAL BUREAU OF INVESTIGATION

REPORT MADE AT PITTSBURGH	DATE WHEN MADE 1-10-55	PERIOD FOR WHICH MADE 12/18, 20, 21/54	REPORT MADE BY [REDACTED] b7C pbe
TITLE GEORGE JUNIOR MCCOY, was., et al			CHARACTER OF CASE CRIME ON GOVERNMENT RESERVATION - MURDER; IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

SYNOPSIS OF FACTS:

[REDACTED] regarded as mentally unsound by local authorities in Welch, W.Va., where he resides. **[REDACTED]** was interviewed at Bluefield, W.Va. 12-21-54, and denied any knowledge of WILLIAM REMINGTON murder at USP, Lewisburg, Pa. or of having made any statements concerning that murder. Signed statement set forth. **b7C**

- R U C -

DETAILS:

[REDACTED] and **[REDACTED]**, Police Department, Welch, W.Va., advised that **[REDACTED]** who resides in the Junior Poca section at Welch behind New Market, has in the past furnished the Police Department with information concerning various crimes or alleged crimes which turned out to be false. They stated that they regard **[REDACTED]** as mentally unsound and that anything reported to them by him is usually a product of his imagination. **[REDACTED]** said he was reasonably certain that **[REDACTED]** had been in the vicinity of Welch during all of 1954 and that he could not, therefore, have been incarcerated in the United States Penitentiary, Lewisburg, Pa. **b7C**

*He kept 80/25
He kept 80/25
845.*

APPROVED BY [REDACTED]	DO NOT WRITE IN THESE SPACES 70-22845-69	RECORDED-3 68
COPIES OF THIS REPORT 1 - Bureau (70-22845) 1 - Philadelphia (70-523) 1 - Pittsburgh (70-207)	FILE	EX-100
50 JAN 19 1955		

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PG 70-207

Deputy Sheriff [REDACTED] McDowell County, Welch, advised he has talked with [REDACTED] on several occasions when [REDACTED] came to him to report the whereabouts of alleged illegal stills manufacturing alcoholic beverages. [REDACTED] said that none of the information furnished by [REDACTED] had any basis in fact and believed that [REDACTED] liked to imagine himself as an investigator.

On December 21, 1954, [REDACTED] appeared at the Bluefield, W. Va. Resident Agency of the Federal Bureau of Investigation and was interviewed by Special Agents [REDACTED] and [REDACTED]. [REDACTED] furnished the following signed statement in connection with the statements attributed to him by LEWIS H. CAGLE (note that it was determined during the course of the interview that the HAZAR to whom [REDACTED] thought he was speaking was probably CAGLE):

Bluefield, W. Va.
December 21, 1954

"I, [REDACTED] make the following voluntary true statement to [REDACTED] and [REDACTED] who have identified themselves to me as Special Agents of the Federal Bureau of Investigation. No threats, promises or force have been used to obtain this statement from me. I have been advised of my right to have an attorney, that I do not have to make a signed statement and that any statement I make could be used against me in a court of law.

"I have been advised that I may be liable to prosecution in a Federal Court if I make or give a false or untrue statement which I know to be false or untrue.

[REDACTED]

"About on December 13, 1954 I was riding a large inter-city bus between Wytheville, Va. and

70-22845-

PG 70-207

Marion, Va. I was riding in a double seat with a man whose name I took to be Kazar. Mr. Kazar told me his son was being charged with a murder in the Lewisburg, Pa. Federal Penitentiary. I recalled that when I was an inmate in that Penitentiary about 3 years ago, a date I do not clearly recall, that my cellmate there was a man named Kazar. This person, when I was in the Lewisburg Federal Pen later was charged with the murder of an elderly inmate there. I believe that my cellmate, Kazar, had been working in the penitentiary kitchen and I thought he did not commit that murder.

"When Mr. Kazar on the bus mentioned about his son being charged with a prison murder in Lewisburg Penitentiary I told him I'd been in that penitentiary at the time my cellmate, Kazar, was accused of murdering an older man and I did not think in that case that Kazar could have committed that murder as he and I were in the penitentiary kitchen about the time that murder occurred.

"Mr. Kazar on the bus did not mention the date of the murder he referred to nor did he mention the name, William Remington, as being the murdered man. I have never heard of William Remington and know absolutely nothing about a murder of a William Remington in the Lewisburg Federal Penitentiary. I did not tell Mr. Kazar on the bus that I was an inmate in the Lewisburg Federal Penitentiary this year and a cellmate of his son this year - 1954.

"Mr. Kazar did not tell me when the murder occurred in which his son was charged with the crime. I did mention that the murder was committed, or was supposed to have been committed, with a brick swung inside of a sock. I did tell him that the murder was thinking of was not done with a brick in a sock but that a bar of soap in a sock was supposed to have been the murder weapon.

"In closing, I wish to repeat that I know nothing about the murder of William Remington in

70-22845-

70-207

the Lewisburg Federal Penitentiary and that if any person states that I have said that I did, it apparently was through a misunderstanding.

"I have read the above statement of 3 pages and find it to be true.

"/s/ [REDACTED]

Dec. 21, 1954

"Witnessed:

[REDACTED] Special Agent, Federal Bureau of Investigation, Bluefield, W.Va.

[REDACTED] Special Agent, FBI, Bluefield, W.Va."

[REDACTED] also advised that he has not been in the United States Penitentiary, Lewisburg, since his incarceration there about in 1947 and that his brother, [REDACTED] was never in that institution to his knowledge.

[REDACTED] was unable to give any further facts about the murder he referred to as having occurred in the United States Penitentiary, Lewisburg, when he was a prisoner there. He stated he did not recall the name of that victim and to his recollection, the man accused of the murder, his cellmate named Kazar, received 10 days solitary confinement for the crime. [REDACTED] said he had no further information as to any other incidents that might have occurred in that institution during his incarceration there.

It is noted that during the interview with [REDACTED] he was quite rambling in his discussions and would drift onto entirely unrelated topics.

70-22845-

69

FO 70-207

- ADMINISTRATIVE PAGE -

REFERENCE: Richmond teletype to Bureau, 12-17-54.
Pittsburgh airtel to Bureau, 12-20-54.
Philadelphia airtel to Bureau, 12-20-54.
Pittsburgh airtel to Bureau, 12-21-54.

FO-22845-

Warren Olney III
Assistant Attorney General

January 17, 1955

Director, FBI

LA-115

RECORDED-37

GEORGE JUNIOR MC COY WITH ALIASES,
ROBERT CARL PARKER WITH ALIASES,
LEWIS CAGLE JR. WITH ALIASES,
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON A GOVERNMENT RESERVATION -
MURDER; IRREGULARITIES IN FEDERAL
PENAL INSTITUTIONS

Reference is made to my memorandum of January 3,
1955, to which was attached one copy each of the reports of
Special Agent [REDACTED] at Cincinnati, Ohio, dated
December 22, 1954, and Special Agent [REDACTED] at
Philadelphia, Pennsylvania, dated December 21, 1954. b7C

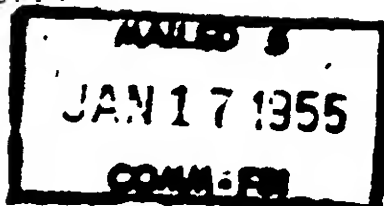
For your information there is transmitted here-
with a copy of the report of Special Agent [REDACTED]
at Pittsburgh, Pennsylvania, dated January 10, 1955.

Attachment - 1

CC: - 2 Mr. James V. Bennett
Director, Bureau of Prisons

REG:es
(6)

70-22845-69
70-22845-



58 JAN 18 1955

JANUARY 10, 1955

AIRTEL
(70-523)

SAC, PHILADELPHIA (MAIL)

GEORGE JUNIOR MC COY, ET AL; COR - MURDER.
REBUAIRTEL 12/14/54. SUBMIT PROSECUTIVE SUMMARY REPORT
TO REACH BUREAU BY JANUARY 13, 1955.

70-22845

HOOPER.

RECORDED-52 70-22845-70

REG: JFJ

(4)

EX-10

JAN 10 10 21 AM '55

U S DEPT OF JUSTICE

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COMM - FBI

JAN 10 1955

MAILED 24

JAN 13 1955

70-22845

JANUARY 11, 1955

AIRTEL

SAC, PHILADELPHIA (70-523)

GEORGE JR. MCCOY, WAS., ET AL, COR - MURDER, IPPI. RE PROSECUTIVE
SUMMARY SA [REDACTED] AT PHILADELPHIA 1/10/55. UPON REVIEW OF

PAGE 5P, PART 2 AGENT'S HANDBOOK, CAPTIONED STATUTE OF LIMITATIONS,
IT WOULD APPEAR INFORMATION RELATIVE TO THIS MATTER RE FORTH

PAGE 2 ABOVE REFERENCE IS IN ERROR. SINCE INSTANT VIOLATION IS
PUNISHABLE BY DEATH AND SECONDLY SINCE GRAND JURY HAS RETURNED

INDICTMENT IT WOULD APPEAR THAT STATUTE OF LIMITATIONS WILL NOT
BAR PROSECUTION INSTANT MATTER. REFER TO PAGE 23 ABOVE REFERENCE

RELATIVE TO POSSIBLE TESTIMONY OF MR. T. Y. LAWRENCE FROM
RECORDS INDICATING VICTIM AND SUBJECTS WERE AT U. S. PENITENTIARY,

LEWISBURG AT TIME OF OFFENSE. NO MENTION IS MADE OF [REDACTED]
RELATIVE TO SUBJECT PARKER. REFER PAGE 34 ABOVE REFERENCE

TO POSSIBLE TESTIMONY OF LABORATORY EXAMINER. FOR YOUR INFORMATION
SA [REDACTED] IS INDIVIDUAL WHO EXAMINED BRICK BELIEVED USED

INSTANT MURDER. IT HAS BEEN NOTED NO MENTION IS MADE
RECOVERY OF SOCK BY CORRECTIONAL OFFICER THIS INSTITUTION

POSSIBLY MAY HAVE BEEN USED INSTANT MURDER. ALTHOUGH [REDACTED]
INDICATES ONLY SOCK RECOVERED IS NOT THE SOCK USED IN THE CASE

IS BELIEVED DESIRABLE TO FURNISH INFORMATION RELATIVE TO
THIS SOCK. SUBINTEL IMMEDIATELY ATTACHING CORRELATED

REFERENCE. [REDACTED] ABOVE

RECORDED-57

COMM-FBI

JAN 11 1955

70-22845-71

1/10/55

URGENT

SAC, PITTSBURGH

781-1

GEORGE JUNIOR MC COY, WAS., ETAL, CON-MURDER. REURTEL
DECEMBER TWENTYONE LAST. SURFP IMMEDIATELY.

G.I.R.-9

HOOVER

CC: PHILADELPHIA (MAIL)

REG/pwr
(4) *per*

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EX-107

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- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tracy _____
- Harbo _____
- Quinn Tamm _____
- Nease _____
- Gandy _____

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 17 1955

TELETYPE

Handwritten: 70-22845-72
70-22843-72
7-138

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

G.I.R. 9

AIRTEL

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

Transmit the following Teletype message to: BUREAU (70-22845) - ENC.

FBI PHILA. 1/10/55

DIRECTOR

GEORGE JUNIOR MC COY, WAS, ET AL; WILLIAM WALTER REMINGTON - VICTIM, CCH
MURDER, IPPI. RE PHILA. CALL MR. ROSEN TODAY. BY LETTER DATED 1/7/55 USA
JULIUS LEVY, MDPA, ENCLOSED COPIES OF LETTERS HE RECEIVED FROM WILLIAM J.
GARVEY, ATTORNEY FOR LEWIS CAGIE, JR., AND FROM ROGER MATTES, ATTORNEY FOR
ROBERT CARL PARKER. ENCLOSED FOR THE BUREAU ARE COPIES OF THESE LETTERS WHICH
REQUEST CERTAIN INFORMATION CONCERNING THIS CASE. IT WAS SUGGESTED TO MR. LEVY
THAT HE TAKE THIS MATTER UP WITH THE DEPARTMENT AND HE ADVISED THAT HE EXPECTS
TO GO TO WASHINGTON, D. C. TO DISCUSS THIS MATTER WITH THE DEPARTMENT ON
JAN. 11, 1955.

END
JPP:ERG
70-523
(2-BU;1-PH)

MC CAGIE

70-22845

Mr. Rosen

cc: Mr. [unclear] at

RECORDED - 86
EX-128

70-22845-73

JAN 11 1955

JAN 19 1955

COPY

ROGER MATTES

Attorney and Counselor at Law

Twelfth Floor Scranton National Bank Bldg.

Scranton 3, Pa.

January 6, 1955.

**J. Julius Levy, Esquire
United States Attorney
Federal Building
Scranton, Penna.**

Sir:

Demand is made upon the United States of America for the production and permission to examine, copy by photostatic and other measures the following books, papers, documents, and tangible objects which are material for the preparation of the defense of Robert Carl Parker and in the possession of the United States:

1. All statements, alleged confessions or admissions made by any and all of the defendants in regard to the alleged assault of William W. Remington.

2. Complete prison files of all defendants including but not limited to physical, medical, mental and psychiatric reports and records; all disciplinary reports and records; all requests made by any and all defendants for reassignment of prison job, transfer of institution, education, vocation, interview and any and all other requests made by any and all of the defendants to the prison authorities, and disposition made of such requests; previous criminal records if any and places of confinement of all the defendants prior to November 22, 1954.

3. Complete files of any or all of the defendants in other places of confinement containing but not limited to the information requested in Paragraph two.

4. List of all inmates transferred from the United States Northeastern Penitentiary to any other place of confinement including the name, number, place to which transferred, reason for transfer, and present whereabouts from November 22, 1953 to date.

5. List of all employees and personnel transferred from United States Northeastern Penitentiary to any other correctional institution from January 1, 1953 to date, the reason for said transfer, the place of transfer and present address of each transferee.

6. List of all inmates discharged or released from November 22, 1954 to date including name, number, and present whereabouts and address.

7. List of all employees or personnel of the United States Northeastern Penitentiary discharged, released or resigned, the reason given for leaving the employment and the present address of the person so leaving from January 1, 1953 to date.

ENCLOSURE

70-22844-23

COPY

J. Julius Levy, Esq.
Page 2

8. The alleged weapon or weapons used in the alleged assault.
9. All correspondence from inmate William W. Remington to any and all persons which was withheld and confiscated by the prison authorities.

Demand is also made upon the United States for the delivery, unopened, of all confidential material of Robert Carl Parker including a certain sealed envelope which was seized by the agents of the United States containing statements and documents prepared by the defendant at the request of his counsel for use in his defense.

Yours very truly,

/s/ MOREY M. MYERS

/s/ ROGER MATTES
Attorneys for Robert Carl Parker

70-22845-

73

C O P Y

WILLIAM J. GARVEY
Attorney At Law
504-510 First National Bank Bldg.
Scranton 3, Penna.

January 6, 1955

J. Julius Levy, Esquire
United States Attorney
Post Office Building
Scranton, Pennsylvania

RE: Lewis Cagle, Jr. Indictment #12583

Dear Sir:

As counsel for Lewis Cagle, Jr., the undersigned desire at this time to make a request for the following which are in the possession of representatives of the United States government and specifically request that they be permitted to examine the following:

1. All prison records of Lewis Cagle, Jr., George Jr. McCoy and Robert Carl Parker.
2. All medical and psychiatric records pertaining to Lewis Cagle, Jr., George Jr. McCoy and Robert Carl Parker.
3. All prison records of William Remington including all medical and psychiatric records of the same Remington.
4. Any and all letters of the said William Remington which were censored at Lewisburg Northeastern Federal Penitentiary and which were never released by the prison authorities.
5. A list of visitors to Lewis Cagle, Jr., George Jr. McCoy and Robert Carl Parker since their confinement at Northeastern Federal Penitentiary. 20
6. A list of all visitors to William Remington since his confinement at Northeastern Federal Penitentiary. 15
7. A list of all persons released from the Northeastern Federal Penitentiary or transferred therefrom since May 22nd, 1954. 23
8. A list of all personnel dismissed from or transferred from the Northeastern Federal Penitentiary since May 22, 1954.

C O P Y

9. Any and all statements which have been obtained by agents of the Federal Bureau of Investigation or by any other representatives of the United States government from Lewis Cagle Jr., George Jr. McCoy, Robert Carl Parker and any other inmate or employee of the Northeastern Federal Penitentiary.
10. All letters written by Lewis Cagle, Jr. since May 22, 1954 of which photostatic copies have been made and retained by the representatives of the United States government.
11. A list of all inmates who were cellmates or dormitory mates of William Remington, Lewis Cagle, Jr., George Jr. McCoy and Robert Carl Parker since their confinement at Northeastern Federal Penitentiary.
12. Any and all records pertaining to the indictment of Lewis Cagle, Jr., including the minutes or reports of the grand jury and a list of witnesses and other persons present in the grand jury room at the time the indictment was voted on together with a report of the vote of the grand jurors.

It is also requested that permission be granted to photostat or copy any and all of the aforesaid records as deemed advisable by the undersigned attorneys for Lewis Cagle, Jr.

Yours very truly,

/s/ WILLIAM J. GARTY

/s/ DAVID J. CONROY

70-22845-

JANUARY 14, 1955 URGENT

SAC, PHILADELPHIA

GEORGE JUNIOR MC COY, WAS., ET AL COR DASH MURDER, IPPI. REURTEL
DECEMBER SIXTEEN LAST. SUPPL RESULTS OF SCHEDULED ARRAIGNMENT
THIS DATE.

HOOVER

JJC:cmh
(4)

G.I.R.-3

RECORDED - 77

EX - 109

7 JAN 18 1955

RECEIVED AT PHILA. ROOM
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70-22845-74

TO: DIRECTOR, FEDERAL BUREAU OF INVESTIGATION
FROM: SAC, PHILADELPHIA
SUBJECT: GEORGE JUNIOR MC COY, WAS., ET AL COR DASH MURDER, IPPI.
COMMUNICATIONS SECTION

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70-22845-75

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Secretary of the Commonwealth of Pennsylvania or Designated Representative, Harrisburg, Pa. . .	17
Secretary of Internal Affairs of the Common- wealth of Pennsylvania or Designated Representa- tive, Harrisburg, Pa.	18
SA [REDACTED] Philadelphia Division, Federal Bureau of Investigation	20
[REDACTED] Record Clerk, U. S. Penitentiary, Lewisburg, Pa.	20
[REDACTED] Correctional Officer, U. S. Penitentiary, Lewisburg, Pa.	22
[REDACTED] Correctional Officer, U. S. Penitentiary, Lewisburg, Pa.	22
[REDACTED] Inmate, U. S. Penitentiary, Lewisburg, Pa.	23

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Dr. LEON A. WITKIN, Senior Surgeon (R), U. S. Public Health Service, Chief Medical Officer, U. S. Penitentiary, Lewisburg, Pa.	26
Dr. MARK K. GASS, Physician, 910 East Market Street, Sunbury, Pa.	29
Dr. CHARLES S. TOMLINSON, Physician, 108 South Front Street, Milton, Pa.	30
Dr. LEONARD BRESLAW, Medical Officer, U. S. Public Health Service, U. S. Penitentiary, Lewisburg, Pa.	31
L. T. JACOBS, Chief Medical Technical Assistant, U. S. Public Health Service, U. S. Penitentiary, Lewisburg, Pa.	31
HARRY T. BECK, Union County Coroner, Lewisburg, Pa.	31
[REDACTED] Correctional Officer, U. S. Penitentiary, Lewisburg, Pa.	32
[REDACTED] Correctional Supervisor, U. S. Penitentiary, Lewisburg, Pa. .	32

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disposing of brick after the assault; admits telling McCUE and CAGLE after the assault to go to bed and he would say they were asleep at the time of the assault. REMINGTON died on November 24, 1954, as a result of injuries received on November 22, 1954.

NAME OF DEFENDANTS

GEORGE JUNIOR MCCOY, ROBERT CARL PARKER, LEWIS CAGLE, JR.

DATE WHEN AND PLACE WHERE ACTS ALLEGED
WERE COMMITTED

This offense occurred on November 22, 1954, in room I-32, United States Penitentiary, Lewisburg, Pa.

STATUTE OF LIMITATIONS

It is noted that all subjects were indicted by the Federal Grand Jury, Scranton, Pa., on December 1, 1954, for violation of Section 1111, Title 18, United States Code.

Since subjects have been indicted for violation of Section 1111, Title 18, United States Code, an offense punishable by death, the statute of limitations will not bar prosecution in this case.

OTHER DATA HELPFUL TO THE
UNITED STATES ATTORNEY

Subject ROBERT CARL PARKER, when interviewed on November 15, 1954, by SAs [redacted] and [redacted] advised that he was of the opinion that subject PARKER had influenced CAGLE to participate in the murder of REMINGTON as subject MCCOY had influenced subject CAGLE in the past. b7c

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He said that he recalled several weeks previous subject McCOY obtained a rod from his bed and hit subject CAGLE in the back of the head with this rod. He continued that subject CAGLE was then instructed by subject McCOY to go to the hospital and tell the hospital physician that he received this head injury from a fall.

Subject PARKER also advised during this interview that he was carrying a knife at the time he entered REMINGTON's room on November 22, 1954, immediately preceding the assault as a matter of protection in the event REMINGTON awoke.

On November 30, 1954, subject McCOY admitted to SAs [redacted] and [redacted] that he struck subject CAGLE in the back of the head with a bed rod a few weeks previously but stated that he did this only after CAGLE had struck him with a steel chair on the back in addition to calling him an obscene name. Subject McCOY denied that he gave any instructions to CAGLE in reference to this altercation between him and CAGLE or forced him in any manner whatsoever to participate in the assault on REMINGTON.

McCOY did admit that when he entered REMINGTON's room on November 22, 1954, that he carried this bed rod in his hand.

Subject CAGLE, when interviewed by SAs [redacted] and [redacted] on November 25, 1954, admitted being struck by McCOY on the back of the head with the bed rod but denied that he started the trouble by striking McCOY first. He further denied that McCOY had instructed him to tell anyone that he fell down the steps and also denied that McCOY forced him to participate in the assault on REMINGTON.

It should be noted that the medical records of the United States Penitentiary as reviewed by SA [redacted] indicate that LEWIS CAGLE, Jr., was admitted to the hospital on October 31, 1954. The records, as prepared by [redacted] Medical Technical Assistant, stated that CAGLE, while walking down the stairs, slipped and fell down 20 steps, landing on the left occipital area. CAGLE was dazed but not

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unconscious and when admitted as a patient was suffering from bruises of his right elbow and forearm as well as from a one and one-half inch laceration on the back of his head. CAGLE also had a swelled laceration on his left ear lobe. The head laceration was cleansed with peroxide and closed with five scalp clamps; heat dressing was applied to the bruises and about 600,000 units of penicillin was given to CAGLE. A notation in the records indicates that [REDACTED] believed that these injuries resulted from an altercation with another inmate.

Since subject CAGLE was a juvenile at the time of the assault on November 22, 1954, the following information is set out to show his conduct and behavior in the United States Penitentiary at Lewisburg as well as the National Training School for Boys in Washington, D. C., and the Federal Reformatory, Chillicothe, Ohio:

Records of the United States Penitentiary were viewed on December 2, 1954, and disclosed that LEWIS CAGLE, Jr., was designated for the National Training School for Boys, Washington, D. C., on December 17, 1952, and arrived at this institution on December 22, 1952. On April 29, 1953, a report from [REDACTED] Parole Officer, National Training School for Boys, Washington, D. C., stated that CAGLE admitted that he beat inmate [REDACTED] because he owed CAGLE eight cigarettes and would not pay. On May 29, 1953, Correctional Officer [REDACTED] National Training School for Boys, reported that CAGLE and inmate [REDACTED] had had an exchange of blows which resulted in CAGLE's lip being cut and a slight nick on [REDACTED] hand. CAGLE was reported by [REDACTED] to have been a member of a strong-knif gang who intimidated the weaker inmates on the playground and cottage.

The records indicate that CAGLE was recommended for transfer from the National Training School for Boys, Washington, D. C., because of a report indicating CAGLE's part in the recent unrest prevailing in Jefferson Hall. This report was made by [REDACTED] Superintendent of the National Training School for Boys. On August 12, 1953, CAGLE's transfer from the National Training School for Boys to the Federal Reformatory, Chillicothe, Ohio, was approved by [REDACTED] Acting

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Assistant Director, Bureau of Prisons. The purpose of this transfer, as disclosed by the records, was for adjustment purposes and closer custody.

On April 17, 1954, Correctional Officer [redacted] and one [redacted] investigated an attempt by CAGLE and two other inmates, [redacted] and [redacted], in an incident in which the above inmates attempted to strong-arm one inmate [redacted] in the F dormitory, Federal Reformatory, Chillicothe, Ohio. According to this report, CAGLE admitted to officers that he did try to strong-arm [redacted] into giving him commissary items but said, "it was all a joke."

A Special Progress Report recommending transfer of CAGLE on June 10, 1954, indicated that CAGLE had been associating with the least trustworthy inmates. On April 17, 1954, CAGLE along with his close associates for some time - [redacted] and [redacted] were suspected of intimidating men in both F dormitory where they were quartered and in C dormitory, at Chillicothe. The report states CAGLE was considered the ring leader in the attempt to intimidate other inmates for commissary supplies. The report continued that because of the nature of CAGLE's difficulties it was necessary to keep him in closely supervised and restricted programs. It was stated that his demonstrated difficulties in adjusting to the program at Chillicothe and because of the feeling against CAGLE, consideration should be given to his transfer to a suitable institution to enable him to make a fresh start in other institutional settings. CAGLE was transferred to the United States Penitentiary, Lewisburg, Pa., on June 26, 1954, and a report by [redacted] steward in the kitchen, United States Penitentiary, reported that CAGLE was a "trouble maker." Correctional Officer [redacted] in a report dated September 8, 1954, advised that inmate CAGLE and [redacted] had a fight on the porch located back of the kitchen on the reservation. He stated that the inmates were separated and placed in punitive segregation. By report dated July 30, 1954, [redacted] noted that CAGLE and inmate [redacted] attempted to steal milk from the refrigerator in the prison kitchen. CAGLE on the same date also refused to work.

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[redacted] Probation Officer, National Training School for Boys, Washington, D. C., advised that subject CAGLE was under his supervision only during the period of his first confinement from September 1951 to July 1952.

[redacted] advised during his first interview that CAGLE made a poor impression and that he persisted in lying about the offense for which he had been committed and was very evasive in his answers. [redacted] added that during the period of this confinement he had no personal knowledge of any misconduct on the part of CAGLE. He stated that CAGLE was quiet, minded his own business and adjusted himself satisfactorily to the school regulations. He said that CAGLE was slightly below average in mentality and he personally had not considered him as a good training prospect. He added, however, that in view of CAGLE's good record he was recommended for an early parole which he received on July 10, 1952.

In conclusion, [redacted] advised that he had little or no contact with CAGLE during the period of his second confinement; however, he had heard rumors of CAGLE's throwing his weight around and of misconduct.

[redacted] Assistant Superintendent of the National Training School for Boys, Washington, D. C., advised that he is chairman of the adjustment committee which handles the discipline of the inmates at this school.

[redacted] advised that he prepared the following Special Progress Report, dated July 30, 1953, at the National Training School for Boys, Washington, D. C.:

LEWIS was sixteen years of age last December and is concurrently serving two years, six months, and thirteen days remaining on a parole violation on the original three year sentence and a new fifteen month sentence received December 12, 1952. During his first nine months of nine months LEWIS adjusted very nicely but was involved in difficulty while paroled through association with other FBI parolees.

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Since returning in January, 1953, LEWIS has been assigned to Electric Shop and School, although he lost interest in school and was given a farm job in the afternoon. Reports from all three assignments have been better-than-average, denoting that he is a dependable, interested worker, serious-minded, and cooperates well with the instructors.

It has only been in the realm of group living that maladjustment has occurred. LEWIS is a mature appearing and acting individual who displays leadership ability and quickly rose to the top of the Jefferson Hall cottage group of older boys. The officers utilized his desire to keep the other boys in line by appointing him "counsellor boy." This was perhaps a mistake. CAGLE is very intolerant of other boy's habits with which he does not agree and lumps on the head have resulted. It would appear that he feels more mature and worldly wise for our boys and has suggested transfer to a correctional institution. Recently he stated he would decline parole and remain institutionalized until C. R. in September, 1954 in order to avoid most of the supervision.

Despite our efforts to point out his many good points, continued reports of his strongarming and "sucker-punching" activities have persisted during the past three months and have caused a number of both strong and weak boys being forced from the cottage. He has been in punishment status several times and his stated excuse is: "I can't stand little guys who mess around." He has also been named in group sexual aggression on the playground in recent weeks.

It would be seen that LEWIS has grown dissatisfied with the school and desires to escape. On July 1953, he was received that he planned to run from the school with another boy. The other fellow admitted running, but LEWIS was allowed to remain on.

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the farm under close observation. In the investigation of the mass escape plot planned for the night of July 21st he was named by many boys as one of the ring-leaders who arranged for cutting a lock and had a large number of boys lined up to escape through a dormitory window. He admitted this role and asked for transfer upon being placed in the Retraining Center where he remains to date. The escape plot actually resulted in five Jefferson Hall boys running on July 22nd and 23rd. The investigation further revealed CAGLE's hot-headedness and the fact that he intimidated boys into doing his bidding. Despite his good work record, future programming here will be difficult.

In addition, [redacted] stated that during CAGLE's first confinement CAGLE did not come to their attention and had been granted an early parole which indicated he progressed quite well. He advised that after CAGLE's return in early January 1953 he appeared to have changed in that he stood out in the group at Jefferson Hall as being a dominant figure. He added that CAGLE did not have many misconduct charges as such and was intelligent enough to stay in the background when disturbances occurred.

According to [redacted] CAGLE engaged in strong-arm acts at Jefferson Hall, had fights, and roughed up the weaker boys. He described CAGLE as being an organizer and strong-arm boy having a "nasty" temper and not exceptionally clever. He added that CAGLE dominated other kids who did as he wished.

[redacted] said the school authorities felt that CAGLE was responsible for other kids running off; further, that he was responsible for other boys seeking protection so that they would be placed in confinement to avoid being beaten up or punched by CAGLE or his cronies. [redacted] said reports were received from other boys indicating CAGLE was engaged in another punishing activities which involved striking a boy without any provocation or warning -- for example, CAGLE would stand at the top of the stairs and as [redacted] walked up CAGLE would suddenly strike him.

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According to [REDACTED] when confronted with allegations, CIGLE was frank and outspoken and would openly admit to pushing the other boys around. [REDACTED] did not recall any incidents involving CIGLE in which he threatened other boys with weapons, adding CIGLE relied entirely on his fists.

██████████ advised that the sexual incident, which precipitated OJAS's transfer was the aforementioned escape plot which OJAS readily admitted.

In addition to his connections with the individuals mentioned, he had communication with the Federal institution. He refused to furnish more personal contact with these individuals and could furnish first-hand information on activities.

...of ... of ...
... that ...
... and ...
... vision of him.
... opinion that ... was ...
... strong-arm activities

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[redacted] Correctional Officer, Federal Reformatory, Chillicothe, Ohio, advised that he recalled CAGLE and the fact that CAGLE hung around with a group that needed watching. [redacted] stated that in his opinion CAGLE was a follower and probably would not initiate violent activities on his own. [redacted] further stated that he recalls that CAGLE was a well-behaved prisoner as long as he was alone, but when he got mixed up with a group of other individuals, usually he got into some sort of trouble.

[redacted] Correctional Officer, Federal Reformatory, Chillicothe, Ohio, advised that he recalled CAGLE very well and he knew of CAGLE's strong-arm activities while incarcerated at the Federal Reformatory, Chillicothe, Ohio. [redacted] stated that he does not believe CAGLE could ever be the "brains" of an operation but would probably be the "muscle man" of any plan.

[redacted] further stated that he believes CAGLE is capable of violent physical actions. b7c

Inmate [redacted] assigned to the Bake Shop and quartered in I-34 Quarters, United States Penitentiary, Lewisburg, was interviewed on November 22, 1954, and stated that around 8:20 a.m., he obtained a pass from an officer and went immediately to the Clothing Issue Department. He said that he waited in line about 45 minutes and returned to the I wing and gave the officer his pass around 9:20 a.m., the day of the assault. From there, [redacted] stated, he went to I-34, picked up his blue shirt and returned to the Clothing Issue Department. He estimated that he returned to the I wing around 9:50 a.m., and asked Officer [redacted] permission to visit an inmate on the first floor of I wing by the name of [redacted]. He added that he stayed in I-1 Quarters until after the assault and when he returned to his quarters located on the third floor, room I-34, he saw the rest of the night [redacted] McCoy, [redacted] and [redacted] were fully dressed and were then in I-39 [redacted]. He said that inmate [redacted] was then awake in the [redacted].

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On November 22, 1954, inmate [redacted] assigned to the power plant and quartered in I-39 Quarters, advised that he had worked two shifts on the Power Plant Detail prior to returning to his quarters around 8 a.m., on November 22, 1954. He said that he was tired and sleepy and immediately went to bed. He denied that he had any knowledge concerning the assault of victim REMINGTON. He stated that the only persons, to his knowledge, who were on the floor of I-3 at the time that he came back to his quarters were his roommates, McCOY, CAGLE, PARKER, and [redacted] who came up from the first floor to talk to him a few minutes just prior to his going to bed.

On November 22, 1954, [redacted] a roommate of victim REMINGTON who is assigned to the day shift as a hospital attendant, advised that REMINGTON was the only inmate in his quarters who worked the night shift. He stated that he was on duty at the prison hospital at the time of the assault and was unable to furnish any information regarding the identity of the assailants. He said that during the past few weeks he, together with REMINGTON and his other roommates, had been losing cigarettes, candy and commissary items and believed that the individuals quartered in I-39 Quarters were responsible for the losses of these articles. He said that he had received reliable information that his personal safety was in danger but thought that REMINGTON was generally well liked by the prison inmates, with the exception of the individuals quartered in I-39. He stated that he believed the larcenies committed in his room were for spite, perhaps against REMINGTON and himself, but was unable to provide any information which would disclose the identity of the assailants.

Inmate [redacted] advised on November 22, 1954, that he has been assigned to Dormitory I, room 31, for the past five months and is currently assigned to duties in the prison hospital. He stated that on November 22, 1954, the day of the assault on victim REMINGTON, he returned to his room at about 8:10 a.m. He said that he saw no one in the corridors and that he does not recall anyone entering his room prior to the time he went to sleep, which was around 9:30 a.m. He advised

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that his room is located next to the victim's room and that his bed and the victim's bed are separated by a concrete partition. He stated that sound travels through this wall and, although he cannot hear conversations, he can hear other noises, such as objects falling. He said that sometime after he went to sleep he vaguely recalls hearing three thumps or slaps in the room adjoining his which aroused him slightly, but he did not get up and investigate these thumps. He said that he went back into a deep sleep and recalled that he heard the 10:30 a.m., mess call, but said that he is unable to remember whether or not he heard these thumps or slaps shortly before or after 10:30 a.m. He stated that shortly after 10:30 an officer awoke him and at this time he learned the victim had been injured.

He advised that he is acquainted with the subjects but that he has never heard them make any statement of a derogatory nature regarding the victim or the subject of communism. He said that about two weeks ago the bed of [redacted] who was a roommate of victim at the time of the assault, was set on fire by unknown parties. He said the victim appeared to be worried about this incident and asked him if he had heard anything that would indicate that this incident was directed toward him or to spite him. [redacted] stated victim said nothing further after he advised him that he had not heard anything that would indicate that this burning of the mattress was done to spite REMINGTON.

On November 22, 1954, inmate [redacted] who resides in I-2 Quarters and who formerly occupied the same room as MCCOY, [redacted] PARKER, CAGLE and [redacted] stated that the inmates in I-32 Quarters had had trouble and were constantly being called names in obscene terms. He recalled that about a week ago inmate [redacted] had a bed rod in his hand and stated that he was going to kill "someone." He further related that inmate [redacted] mattress was burned recently and said that [redacted] is a roommate of REMINGTON. He added that REMINGTON was called a Communist by PARKER, CAGLE and [redacted] recalled that MCCOY, PARKER, CAGLE, [redacted] had made remarks that REMINGTON was a Communist and that all Communists should get hit in the head. He concluded that the inmates quartered in I-39, with the exception

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of [REDACTED] are rotten. He was of the opinion that REMINGTON was killed because he was an alleged Communist and due to the fact that he was convenient.

On November 25, 1954, inmate [REDACTED] was re-interviewed and gave the following signed statement:

"Lewisburg, Pennsylvania
November 25, 1954

"I, [REDACTED] make the following voluntary statement to NORMAN H. McCABE and [REDACTED] who are known to be Special Agents of the Federal Bureau of Investigation. No threats, promises or force have been used in order that I make this statement.

"I am 28 years of age having been born [REDACTED] at San Francisco, California.

"I am now an inmate at the Federal Penitentiary at Lewisburg, Pennsylvania where I work as a hospital attendant in c ward.

"I moved into I-39, a night workers room, on or about November 8, 1954 and shared the room with McCOY, [REDACTED] PARKER, CAGLE, and [REDACTED]. I had known McCOY for approximately three months prior to moving in I-39 and I also had known PARKER for about two months while he was under psychiatric observation at that time. I also knew CAGLE for about three weeks prior to November 8, 1954 at which time he was treated for a scalp laceration in the hospital. CAGLE reported he had received the head injury from a fall but the general opinion of the persons who know McCOY was that CAGLE's head injury was caused by McCOY striking CAGLE on the back of the head.

"During McCOY's stay in dormitory C-3 he was known to carry a knife and he has the reputation of being a 'killer' among the inmates.

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"The first night I moved into I-39, REMINGTON and [REDACTED] in the room across from I-39, told me that their room had been raided and REMINGTON had lost two fountain pens and other commissary articles. I later saw PARKER with a pen that appeared to be the property of REMINGTON according to REMINGTON's identification, and later when PARKER was out of the room I showed the pen to REMINGTON who stated he believed it was his although the name had been scratched out.

"CAGEL, PARKER, [REDACTED] and MCCOY always used the expression 'these dirty commie bastards, somebody ought to knock their head in.' PARKER, [REDACTED] and CAGEL made numerous comments that REMINGTON was a communist and [REDACTED] was a communist also because he associated with REMINGTON.

"On one evening PARKER called my attention to the sunset which could be seen through REMINGTON's open door across the hall. I walked into REMINGTON's room and saw one of the inmates of the room pouring water on a burning mattress. After I returned to my room PARKER made comments that caused me to believe that he had started the fire.

"After being in room I-39 for a week I noticed a sock under [REDACTED] bed with something in it resembling half a brick. When ever [REDACTED] was by the bed the sock with the object in it was under the bed and it was there when I moved out of I-39 at seven pm November 19, 1954.

"During the afternoon of November 22, 1954 I visited [REDACTED] in his room which is the room next to I-32 and while I was at the door I heard a voice from I-39, which I believe sounded like PARKER say, 'I'm too bad, they ought to get the best of them, they ought to get GREENGLASS.'

"Prior to the assault on REMINGTON, he and I [REDACTED] figure some way to prevent [REDACTED] and the others of I-39 from raiding REMINGTON's room. During

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"our conversations REMINGTON expressed concern for his personal safety because [redacted] and PARKER were always making threats against [redacted] and REMINGTON when I was in I-39 with them.

"I have read the above statement consisting of this page and two others, unsealed corrections and know it to be true and correte as written

/S/ [redacted]

"Witnesses:

[redacted] Special Agent, Federal Bureau of Investigation, Philadelphia Division
"NORMAN H. McCABE, SAC, FBI Phila, Pa."

It is noted that Mrs. JANE REMINGTON, 2nd Ruby Lane, Levittown, Long Island, wife of victim, and REMINGTON's other correspondents while incarcerated at the United States Penitentiary, Lewisburg, have been interviewed concerning any pertinent information in their possession concerning instant case, with negative results.

PRELIMINARY PROSECUTIVE ACTION

Authorized complaints were filed before Mr. ANDREW A. LEISER, Jr., United States Commissioner, Lewisburg, Pa., charging subjects McCOY and PARKER on November 24, 1954, and charging subject CAGLE on November 26, 1954, with violation of Section 1111, Title 18, United States Code, in that on or about November 22, 1954, at the United States Penitentiary, Lewisburg, in the Middle District of Pennsylvania, and on lands under the exclusive jurisdiction of the United States, JAMES HENRY McCOY, ROBERT CARL PARKER and LEWIS CAGLE, Jr., did, with intent to kill, by means of striking him on the head with a brick, murder WILLIAM WALTER REMINGTON, a human being incarcerated at the said United States Penitentiary, Lewisburg.

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Warrants were issued by the United States Commissioner and directed to the office of the United States Marshal, Scranton, Pa., to be lodged as detainers against the subjects at the United States Penitentiary, Lewisburg.

On December 1, 1954, subjects McCOY, PARKER and CAGLE were indicted by the Federal Grand Jury, Scranton, for violation of Section 1111, Title 18, United States Code, in that on or about November 22, 1954, in/at, and on the premises of the United States Northeastern Penitentiary located in and adjacent to the township of Kelly in the county of Union in the Middle District of Pennsylvania, and on lands acquired for the use of the United States and under the exclusive jurisdiction of the United States, GEORGE JUNIOR McCOY, ROBERT CARL PARKER and LEWIS CAGLE, Jr., with premeditation and malice aforethought, murdered WILLIAM W. REMINGTON by striking him on the head with a deadly weapon which crushed his skull and injured his brain, from the effects of which he remained unconscious for a time and died.

On December 1, 1954, bench warrants were issued for all subjects and were filed on December 2, 1954, by the office of the United States Marshal, Scranton, as detainers against the subjects at the United States Penitentiary, Lewisburg.

On December 13, 1954, subjects McCOY, PARKER and CAGLE were brought before the Honorable FREDERICK V. POLLNER, Judge, Middle District of Pennsylvania, Lewisburg, for arraignment; however, Judge POLLNER continued the arraignment upon oral motions of the court-appointed attorneys representing the subjects requesting a continuance of the arraignment to allow them time to make a preliminary inquiry and file additional motions if necessary. Judge POLLNER gave the counsel for the subjects until January 14, 1955, to file any motions in connection with the indictment, the arraignment or the trial of the case and further stated that arguments on any motions filed would be heard at 11 a.m., January 24, 1955, in Lewisburg.

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NAMES AND ADDRESSES OF ALL WITNESSES

Secretary of the Commonwealth
of Pennsylvania or Designated
Representative, Harrisburg, Pa.

This witness can produce the original Act of the General Assembly, number 4, approved March 26, 1931, by the Honorable GIFFORD PINCHOT, then Governor of the Commonwealth of Pennsylvania, entitled "An Act - To cede jurisdiction to the United States over the tracts of lands and buildings occupied, or hereafter to be occupied, by the United States Northeastern Penitentiary, located in and adjacent to the Township of Kelly, County of Union."

This Act, which contains four sections, is set out as follows:

Section 1. Be it enacted, &c., That the consent of the Commonwealth of Pennsylvania is hereby granted to the acquisition by the Government of the United States of America of certain pieces of parcels of land, including roads and streams, aggregating one thousand and eight and fifty-five hundredths acres in Kelly Township, Union County, Pennsylvania, as a site lately selected and acquired for the purpose of erecting thereon a United States penitentiary, together with all other necessary buildings and the establishment of farms, industries, and such other uses as may be determined desirable for the confinement and care of persons imprisoned under the laws of the United States, and for any and all other purposes for which the United States of America may see fit to use this land. Provided, That the Attorney General of the United States, or other head of an executive department of the Government of the United States who has been heretofore, or may hereafter be, authorized by Congress to make such purchase or purchase, shall cause to be filed and recorded with the Secretary of Internal Affairs of the State certified copies of the record of transfer to the United States, with an accurate description and plan of such lands, to be acquired or to be acquired.

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Section 2. If at any time hereafter any further or additional quantity of land, not exceeding five hundred acres, contiguous to the acreage described in section one shall be acquired by the United States for the use of said United States penitentiary, this act shall be construed to vest in the United States jurisdiction over the same to the same extent as is now vested by this act over the area now selected.

Section 3. Exclusive jurisdiction over the land so purchased, and to be purchased, is hereby ceded to the United States by the Commonwealth of Pennsylvania, and said lands shall be exempt from the payment of all taxes, state and local: Provided, That the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States over the lands so acquired by the United States, as far as necessary, for the purpose of serving all civil and criminal processes which may be issued under the authority of the Commonwealth in causes arising within the area so acquired.

Section 4. This act shall be effective immediately upon its approval by the Governor.

Secretary of Internal
Affairs of the Common-
wealth of Pennsylvania
or Designated Represent-
ative, Harrisburg, Pa.

This witness can produce the original of the follow-
ing letter and its enclosures pertaining to the ceding and the
acceptance of the jurisdiction of the lands occupied by the
United States Penitentiary at Lewisburg:

Office of the Attorney General
Washington, D. C.

November 23, 1931

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"Honorable Philip H. Dewey,
Secretary of Internal Affairs,
Department of Internal Affairs,
Harrisburg, Pennsylvania.

"Sir:

"Under the Act of Assembly 'to cede jurisdiction to the United States over the tracts of lands and buildings occupied, or hereafter to be occupied, by the United States Northeastern Penitentiary located in and adjacent to the Township of Kelly, County of Union,' dated March 26, 1931 the Attorney General is required to file and have recorded with the Secretary of Internal Affairs of the State of Pennsylvania, certified copies of the record of transfer to the United States with an accurate description and plan of lands so acquired.

"Pursuant to the provisions of this Act there are enclosed herewith (1) a plan of the entire tract indicating interior lines of division for the several individual tracts, and (2) certified copies of all deeds conveying title to the said land from the several grantors to the United States Government, including survey maps of each tract by metes and bounds with markers as set forth in such surveys as follows:

"Deed from Matthew R. Brown and Malinda P. Brown.
" Charles Grant Shaffer and Dora B. Shaffer.
" Calvin Stahl and Annie M. Stahl.
" William C. Baker and Alice M. Baker.
" Earl F. Dewire and Cora Dewire.
" William W. Haas and Sarah E. Haas.
" James E. Hubler and Annie A. Hubler.
" Ernest W. Leitzel and Eva E. Leitzel.
" W. Herman Sauers and Elsie May Sauers.
" Charles S. Erdley and Sally M. Erdley.
" Elmer E. Smith and Sarah Irene Smith.

It is respectfully requested that these documents be recorded with the Secretary of Internal Affairs of the

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" State of Pennsylvania, and it will be appreciated if you will acknowledge receipt of this communication with advice that the necessary action has been taken.

"Respectfully,

/s/ "WILLIAM D. MITCHELL

"Attorney General."

Special Agent [REDACTED]
Philadelphia Division,
Federal Bureau of
Investigation

b7C

This witness can testify that he obtained certified copies of the above-mentioned two items and can produce same in court as well as a certified carbon copy of a letter dated November 28, 1931, from the Honorable PHILIP H. DEWEY, Secretary of Internal Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa., to the Honorable WILLIAM D. MITCHELL, Attorney General, Washington, D. C., in which he acknowledged the receipt of Mr. MITCHELL's letter dated November 23, 1931.

[REDACTED]
Record Clerk,
United States
Penitentiary,
Lewisburg, Pa.

b7C

This witness can testify from records in his possession as follows:

WILLIAM WALTER HENNINGTON was sentenced on February 1, 1933, by the United States District Court, Southern District of New York, to serve a term of three years for perjury. He was committed to the United States Penitentiary, Lewisburg, on April 30, 1933, by the Attorney General of the United States. He was assigned at the time of his death as an attendant in the hospital and had been quartered in room I-32 since August 18, 1934.

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GEORGE JUNIOR McCOY on September 21, 1953, escaped from the Ohio State Penitentiary, Roseville, Ohio, Division, and stole a 1950 Chevrolet and transported it to Moughcaig, Ky. He was sentenced on October 12, 1953, in the Eastern District of Kentucky to a term of three years for the interstate transportation of a stolen motor vehicle. McCOY was committed by the Attorney General of the United States to the United States Penitentiary, Lewisburg, on October 16, 1953. He was assigned to work in the power plant on February 25, 1954, and since June 2, 1954, has been quartered in room I-39.

McCOY since being incarcerated at Lewisburg has received one disciplinary report for being in a restricted area without permission. He was reprimanded and warned for this offense.

On September 21, 1951, LEWIS CAGLE, Jr., was sentenced in the United States Court, Chattanooga, Tenn., for violation of the Juvenile Delinquency Act, which violation arose as a result of his participation in the interstate transportation of a stolen motor vehicle. He was released from custody on parole on July 10, 1952.

On December 4, 1952, CAGLE was taken into federal custody and charged with violation of Section 2312, Title 18, United States Code, since he on or about November 15, 1952, transported a stolen automobile from Chattanooga, Tenn., to Tuscaloosa, Ala.

On December 12, 1952, subject CAGLE entered a plea of guilty to a violation of the Juvenile Delinquency Act in the United States Court at Chattanooga, Tenn., and was sentenced on January 13, 1953, to a term of 15 months.

A probation violation warrant was executed on January 13, 1953, which indicated that he served a 15-month sentence received at Chattanooga, Tenn., on December 12, 1952.

CAGLE was received at the United States Penitentiary, Lewisburg, on June 26, 1954, on a transfer from the Federal Reformatory, Chillicothe, Ohio. As of November 22, 1954, CAGLE was quartered in room I-39 and was assigned to work in the power plant.

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On April 28, 1953, convict ROBERT CARL PARKER, accompanied by one [redacted] escaped from Virginia State Prison, Camp 25, [redacted], Va., and stole a 1951 Chevrolet tender sedan, motor number JAN-47985, owned by one [redacted] Nelson, Mecklenburg County, Va., and transported it to Greensboro, N. C. Convict PARKER was apprehended on April 29, 1953, by the Greensboro, N. C., Police Department and admitted instant theft and was released the same date to federal custody. 67C

Convict PARKER was indicted on June 1, 1953, by the U. S. Grand Jury at Greensboro, N. C., for violation of Title 18, Section 2312, in that he did unlawfully steal a 1951 Chevrolet tender sedan, motor number JAN-47985, on or about April 28, 1953, at Mecklenburg County, Va., and transported it to Greensboro, N. C., in the middle district of North Carolina, knowing it to have been stolen. On June 2, 1953, convict PARKER entered a plea of guilty in the U. S. District Court, Greensboro, N. C., before Judge JOHNSON J. HAYES and was sentenced to three years in the U. S. Penitentiary, Atlanta, Ga.

PARKER was committed to the U. S. Penitentiary, Atlanta, Ga., on June 13, 1953, and was transferred to the U. S. Penitentiary, Lewisburg, Pa., on August 19, 1954. He was denied parole on July 27, 1954. His sentence was to have expired, with good time, on February 2, 1956, and his full term sentence would have expired on November 19, 1956.

There is a detainer, filed on June 29, 1953, lodged against subject PARKER at the U. S. Penitentiary, Lewisburg, Pa., by the State Police, Richmond, Va., charging PARKER with escape from the Virginia State Penitentiary.

PARKER was assigned to work at the power plant on March 25, 1955, and was assigned to [redacted] in [redacted] I, Room 29, since [redacted]

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[redacted] has received [redacted] report, which reflects that on February 10, 1954, [redacted] two weeks, and seven days of good time was withheld. [redacted] tampering and dealing in clothing. 78

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This witness can also exhibit photographs which he took on November 24, 1954, of REMINGTON subsequent to his death.

[REDACTED] b7C
Correctional Officer,
United States Penitentiary,
Lewisburg, Pa.

This witness can testify that on November 22, 1954, he was assigned to the day watch in the hospital at the United States Penitentiary, Lewisburg. He can testify that between 7:50 a.m., and 8 a.m., on this date he unlocked the hospital gate in order to permit REMINGTON to return to his quarters. He can testify that REMINGTON acted very normal at this time and definitely did not have any injury at this time. He can further testify that two or three hours later he unlocked the hospital door to allow a stretcher bearing REMINGTON to enter and at this time REMINGTON appeared to have injuries about the face and head.

[REDACTED] b7C
Correctional Officer,
United States Penitentiary,
Lewisburg, Pa.

This witness can testify that on November 22, 1954, at about 8 a.m., he was assigned by **[REDACTED]** Correctional Supervisor, to make a routine search for contraband in the third floor of I dormitory. He can further testify that REMINGTON followed him up the stairs to the third floor of I dormitory. He stated he decided to shake-down room I-39 and looked into the room through the glass in the door and saw three inmates moving around. He stated that at this time he noticed that REMINGTON went into his room and closed the door. He stated that REMINGTON bore no marks or bruises and appeared to be in good physical condition. b7C

[REDACTED] can further testify that he left the I dormitory at about 8:15 or 8:20 a.m., at which time everything was quiet and during the time which he spent on the third floor of I dormitory he saw no one other than REMINGTON and the three inmates inside of room I-39. b7C

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[REDACTED] b7c
Inmate
United States
Penitentiary,
Lewisburg, Pa.

This witness, who is a roommate of the subjects in room I-39, can testify as follows:

He was in punitive segregation until 11 A.M., November 22, 1954. After his release he picked up his clothing and proceeded to room I-39. As soon as he arrived at his quarters, he awakened inmates CAGLE and McCOY and noted that inmate PARKER was sitting at the table in the room fully dressed. He talked to PARKER and PARKER gave him a cigarette. McCOY, PARKER and CAGLE stated to him that they were glad that he was out of segregation and he conversed with them for about five minutes. McCOY then mentioned that it was inmate [REDACTED] fault that he had been sent to punitive segregation. Sometime later an elderly officer came into room I-39 and informed CAGLE that he had a pass for one o'clock. This officer talked to [REDACTED] and the other inmates for about three or four minutes and went back downstairs. [REDACTED] then took some coffee out of his coat pocket and a light cord and then went into the shower where he obtained a can and made coffee. As soon as the coffee was made, he gave PARKER and CAGLE a cup each, then he, PARKER and CAGLE smoked a cigarette. He then got a pair of pants that were lying on the table which McCOY had previously brought into the room thinking that the pants belonged to [REDACTED] and started to take these pants back to the control center.

As he started downstairs from I-3 quarters leading to the control center, he noted REMINGTON hanging on the rail stating, "figure it out." He stated that he was so horrified and shocked that he immediately ran to the officer downstairs and informed him of REMINGTON's condition. He said that during the time he was in his quarters he did not observe anyone in the quarters other than the officers mentioned previously. He saw no one in the corridor or stairway and further stated that none of the inmates in his room mentioned anything about REMINGTON or the assault. He denied that he had ever seen the brick and sock used in the assault at any time in the past but stated that he heard from a source which he could not recall.

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that McCOY about three weeks previously had struck inmate CAGLE over the head with a bed rod, and knew that CAGLE went to the hospital as a result of the altercation. He stated that he has heard statements made by inmates in his quarters to the effect that they hated communism, but he could not recall who made the statements.

[REDACTED] b7C
Correctional Officer,
United States Penitentiary,
Lewisburg, Pa.

This witness can testify that he was on duty in I dormitory on November 22, 1954. He can testify that he made normal routine checks of the dormitory around 7 a.m., and that sometime around 10 a.m., an inmate came down to the first floor of I dormitory and told him that an inmate was hurt on the landing of I-2 dormitory. He recalled that he had been upstairs about ten minutes prior to seeing inmate [REDACTED] to tell CAGLE, quartered in room I-39, that CAGLE had a pass. At that time he looked through the glass of the door of REMINGTON's room and saw a figure lying on a bed, but was not aware of the identity of this individual; however, he did not note any blood or anything unusual. This individual appeared to have either a pillow or a blanket over his head.

[REDACTED] upon being informed that someone was hurt on the landing, sent an inmate to assist REMINGTON and he called the control center. Later he went up to REMINGTON's room, and stated that the medical technical assistant and the prison physician were in the room with REMINGTON.

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[REDACTED]
United States
Penitentiary,
Lewisburg, Pa.

This witness can testify that on November 22, 1954, he helped to take REMINGTON from the landing of I-2 dormitory back to his quarters. At this time REMINGTON's head, shoulder and face were bloody and he was then dripping blood. He noted

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that the bedding on REMINGTON's bed was bloody as well as the floor and the walls around REMINGTON's bed appeared to have splashes of blood on them. He was unable to learn from REMINGTON the name of the person or persons who had assaulted him but stated that REMINGTON had had trouble with the inmates quartered in room I-39.

[REDACTED] b7c
Correctional Officer
United States Penitentiary
Lewisburg, Pa.

This witness can testify that on November 22, 1954, he was in the corridor between G and H dormitories when Mr. [REDACTED] Correctional Officer, came out of I dormitory and advised him that a man was hurt on the third floor of I dormitory. He and Officer [REDACTED] proceeded to the third floor where he found REMINGTON in his room lying on the bed with his face covered with blood. Inmate [REDACTED] was with REMINGTON at this time and inmate [REDACTED] advised him that the hospital had been notified. [REDACTED] then sent Officer [REDACTED] down to the control center to notify Associate Warden John C. TAYLOR and [REDACTED] b7c

[REDACTED] then froze I dormitory and ordered his officers to awaken all the other inmates and search their quarters for contraband. He examined the landing where REMINGTON was found and noticed a few drops of blood but found nothing which indicated to him that REMINGTON's injuries were caused by a fall down the stairs.

Special Agent [REDACTED]
Philadelphia Division,
Federal Bureau of
Investigation

This witness can introduce photographs taken by him on November 23, 1954, of REMINGTON's room and surrounding area. 75

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Dr. LEON A. WITKIN
Senior Surgeon (R)
United States Public
Health Service,
Chief Medical Officer
United States Penitentiary,
Lewisburg, Pa.

This witness can testify that sometime around 10 a.m., November 22, 1954, he was called to see WILLIAM WALTER REMINGTON in his cell quarters. REMINGTON at that time was reported to have been bleeding from the left ear, mouth and nose as well as from wounds on his scalp. REMINGTON was found lying in his bunk with his hair matted with blood and his face was covered with clotted blood. He estimated that REMINGTON had been injured about one-half to one hour previously. REMINGTON was transported to the operating room where he was prepared and the minor lacerations were closed with sutures. Penicillin was started and later antitetanus and gas gangrene antitoxin administered.

After X rays were taken - which showed a linear fracture of the left parietal bone with a suspicion of several additional fractures elsewhere, he was returned to bed. REMINGTON was conscious and could respond to commands but his production amounted to gibberish. His left ear canal was filled with blood clots, but WITKIN could not determine whether or not the blood had been introduced from without. REMINGTON's pupils were equal and reacted to light. No gross motor weakness was apparent. REMINGTON was somewhat restless and received two doses of sodium phenobarbital grains, two each, intramuscularly during the first 24 hours after the injury. Several hours after admission, the left orbit became ecchymotic. In the following day ecchymosis was noted at the left mastoid and about the right eye.

During the day his pulse rate remained about 66 per minute and blood pressure at about 122/70. The X rays were rather unsatisfactory because it was not desired that REMINGTON be subjected to prolonged manipulation. At about 8 p.m., the films were shown to Dr. GASS of Sunbury, Pa., who reported a fracture of the middle of the skull together with a fracture of the left malar bone and evidence of hemorrhage into the sinuses. Surgeon consultant Dr. CHARLES

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TOMLINSON of Milton, Pa., saw REMINGTON at about 5 P.M. on the day of the injury. He believed that there was no evidence of seriously increased cranial pressure and no indication for any but conservative treatment.

During the night REMINGTON's blood pressure rose about 20 millimeters systolic and his pulse rate rose to about 110 per minute. He became incontinent and lapsed into a progressively deeper coma. The rectal temperature was 102 degrees.

In the morning it was noted that both pupils became fixed to light and the left was widely dilated. Motor paralysis of the right arm and leg was apparent. Dr. TOMLINSON was advised of this condition and, after examination, recommended immediate surgery.

At the operation, a linear fracture of the left parietal region was found, with comminution in the temporal area. A hemorrhage was found, both subdurally and epidurally. Commotion at the termination of the operation was fair. Two pints of whole blood were administered following the operation for replacement. REMINGTON did not recover from his coma and became progressively worse, finally expiring at 7:38 A.M., November 24, 1954.

Dr. WITKIN can testify that a post-mortem examination of the skull and contents of REMINGTON was made, at the request of County Coroner HARRY T. BECK, beginning at 10:30 A.M., on November 24, 1954. The examination was conducted by Dr. WITKIN, Dr. LEONARD BRESLAW, physician, United States Public Health Service, United States Penitentiary, Lewisburg, Mr. BECK and Dr. CHARLES TOMLINSON attending. Mr. THOMAS JACOBS, Chief Medical Technician, United States Penitentiary, Lewisburg, took notes.

Dr. WITKIN can testify that this post-mortem examination revealed the following: Multiple fractures of the left side of the skull were found involving the frontal, temporal and parietal areas. The temporal fractures were severely comminuted with some depression. The fracture lines extended to the base of the skull, particularly

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the anterior fossa on the left, which resembled a cracked eggshell. Fractures also extended into the petrous bone. Hemorrhage was noted in the ethmoid sinuses on both sides, the sphenoid sinus, the middle ear and the inner ear on the left. The entire left brain was quite edematous and contused. A hemorrhage into the temporal lobe of the brain was found approximately occupying a space of one and one-half inches in diameter.

Dr. WITKIN can further testify that the autopsy findings, in his opinion, show that REMINGTON's death was caused as the direct result of injuries received on November 22, 1954.

Dr. WITKIN can testify that a post-mortem examination of REMINGTON's head was made on November 24, 1954, at the direction of the County Coroner, Mr. HARRY T. BECK, by himself, assisted by Dr. LEONARD BRESLAW. Mr. TROY JACOBS took notes of this post-mortem and Coroner BECK and Dr. CHARLES TOMLINSON attended.

Dr. WITKIN can testify that this post-mortem examination revealed the following:

REMINGTON was a well-nourished adult male with no marks of violence except about the head. He measured about 6'2" and weighed approximately 180 pounds.

A marked ecchymosis was noted about the left orbit, with a subconjunctive hemorrhage in the outer portion of the left eye. Small ecchymoses were seen in the region of the left mastoid process and the region of the right orbit. The pupils were equal and about four millimeters in diameter. An operation wound was seen in the left temporo-parietal area, lacerated and about 7 centimeters long. There were three lacerated wounds in the same neighborhood. Two rubber bands were extended from the surgical wounds. Dried blood was present on the external auditory meatus. The area over the temporal bone was edematous and this bone was depressed and fractured.

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The entire left temporalis muscle and the left half of the frontal muscle were hemorrhagic. A severely comminuted fracture was seen in the left temporal bone a little above and anterior to the external auditory meatus. The fragments were slightly depressed. Extending from this area of comminuted bone upward and backward was a linear fracture, which extended into an operative skull defect about 5 x 7 centimeters in the left tempero-parietal area, thence it continued diagonally upward and backward into the upper part of the parietal bone. From the comminuted fracture area in the temporal bone another fracture extended upward and forward into the frontal bone with an additional area of comminution near coronal suture. The fracture extended diagonally into the base of the skull, involving the entire left anterior cranial fossa, which presented a comminuted fracture of mosaic appearance with innumerable fragments. In the middle fossa on the left two fracture lines were seen, one of which extended into the petrous bone and joined the internal auditory meatus. Evidence of hemorrhage was seen through the thin bone overlying the ethmoid and sphenoid sinuses and overlying the inner and middle ear on the left. When these areas are broken through, the middle and inner ear, as well as the sinuses, are found to be filled with blood clots.

The entire dura was hemorrhagic in appearance. A small epidural hematoma was seen in the left front-parietal area. The entire left cerebrum was edematous and contused. A large hematoma, measuring one and one-half inches in diameter, was found in the substance of the left temporal lobe.

Dr. MARK K. GASS
Physician,
910 East Market Street
Cincinnati, Pa.

This witness can testify that on November 22, 1954, he examined the X rays of REMINGTON's head and noted a fracture of the middle of the skull together with a fracture of the temporal bone and evidence of hemorrhage into the sinuses.

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Dr. CHARLES S. TOMLINSON
Physician,
108 South Front Street
Milton, Pa.

This witness can testify that on November 22, 1954, he examined REMINGTON at the United States Penitentiary at Lewisburg at which time he noted the extent of REMINGTON's injuries and condition at that time but believed that there was no evidence of seriously increased cranial pressure and there was no indication for any but conservative treatment.

Dr. TOMLINSON can further testify that he examined REMINGTON on November 23, 1954, and due to his condition he performed immediate surgery to relieve the pressure within REMINGTON's head. At the time of the operation, a linear fracture of the left parietal region was found with communication in the temporal area. Free hemorrhage was also found, both subdurally and epidurally. REMINGTON's condition at the termination of the operation was fair.

Dr. TOMLINSON can further testify that he was present during the post-mortem examinations of REMINGTON on November 24, 1954.

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WCH/mmr

Dr. LEONARD BRESLAN
Medical Officer
United States Public Health Service
United States Penitentiary
Lewisburg, Pennsylvania

This witness can testify that he assisted
Dr. LEON A. WITKIN in the post-mortem examinations of
REMINGTON on November 24, 1954.

L. T. JACOBS
Chief Medical Technical Assistant
United States Public Health Service
United States Penitentiary
Lewisburg, Pennsylvania

This witness can testify that he took notes
on the post-mortem examinations performed on REMINGTON on
November 24, 1954.

HARRY T. BECK
Union County Coroner
Lewisburg, Pennsylvania

This witness can testify that he ordered
post-mortem examinations to be performed on REMINGTON's
skull and contents as well as on his head on November 24,
1954, and was present at the time these examinations were
made.

This witness can also testify that he caused
death certificates to be issued for REMINGTON listing the
following pertinent information:

Name of Deceased	WILLIAM W. REMINGTON
Place of Death	Union County, Kelly Township, United States Penitentiary, Lewisburg, Pennsylvania

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Cause of Death:

Fractured skull
Due to Multiple Lacerations
and Hemorrhages of the Brain

Time of Death:

7:38 a.m., November 24, 1954

The type of death was listed as "Murder."

Correctional Officer
United States Penitentiary
Lewisburg, Pennsylvania

This witness can testify that on November 22, 1954, at 10:45 a.m., he observed a segment of brick located ten feet and five inches north of I Dormitory, United States Penitentiary, Lewisburg, Pennsylvania. He picked up this same segment of brick at 3:20 a.m., November 23, 1954, on a pile of dirt located approximately two hundred feet from where he observed it on November 22, 1954. He can testify that this is the same segment of brick due to its shape and due to the fact that it fitted into the sod where it had formerly lain. b7c

This witness can further testify that this segment of brick was given to [redacted] Correctional Supervisor, United States Penitentiary, Lewisburg, Pennsylvania, at 8:30 a.m. on November 23, 1954.

Correctional Supervisor
United States Penitentiary
Lewisburg, Pennsylvania

This witness can testify that he received a segment of brick from [redacted] Correctional Officer, on November 23, 1954, and turned it over to SA [redacted] on the same date.

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SA [REDACTED]
Philadelphia Division
Federal Bureau of Investigation

This witness can testify that a segment of brick was given to him on November 23, 1954, by [REDACTED] Correctional Supervisor, United States Penitentiary, Lewisburg, Pennsylvania, and that this segment of brick was turned over to SA [REDACTED] on November 24, 1954.

This witness can further testify that on November 24, 1954, he exhibited this segment of brick to Subject CAGLE and CAGLE stated that it appeared to be the same brick that he saw PARKER in possession of on the morning of the assault on REMINGTON in view of its general shape, size, and the letters appearing on the side, as well as the indentation of the half moon near the end of the segment of brick. b7c

This witness can further testify that CAGLE signed his name, as well as the date, on the back of a card attached to this segment of brick.

SA [REDACTED]
Philadelphia Division
Federal Bureau of Investigation

This witness can testify that he received a segment of brick from SA [REDACTED] on November 24, 1954.

This witness can further testify that he packed this brick in a cardboard box and turned it over to the FBI for transmittal to the FBI.

This witness can also testify that this brick was exhibited to Subjects McCORMACK and [REDACTED] on December 3, 1954, and both stated it was the same color and that it resembled the assault brick, but neither would make a positive identification. 70-29-25-75

██████████
██████████ Division
Federal Bureau of Investigation

This witness can testify that he received a segment of brick from ██████████ on November 23, 1954, and that it was transported to Washington, D. C. by ██████████ as evidence in the ██████████ Laboratory, Washington, D. C.

██████████
Laboratory Building
Federal Bureau of Investigation
Washington, D. C.

This witness can testify that he received a segment of brick received from ██████████ on November 23, 1954, and that it was placed as evidence of blood, tissue particles, or hair. However, the pores of this brick contain a small amount of blood. In subsequent tests for the presence of blood could be made.

██████████
Correctional Officer
United States Penitentiary
Lewisburg, Pa.

This witness can testify that he found a white sock on November 23, 1954, at the Cleaning and Disposal Plant, United States Penitentiary, Lewisburg, Pa., and can further testify that he turned this sock over to ██████████ Correctional Supervisor, United States Penitentiary, Lewisburg.

██████████
Correctional Supervisor
United States Penitentiary
Lewisburg, Pa.

This witness can testify that he received this sock from ██████████ on November 23, 1954, and turned this sock over to ██████████ Correctional Supervisor, United States Penitentiary, Lewisburg.

██████████
Correctional Supervisor
United States Penitentiary
Lewisburg, Pa.

This witness can testify that he received this sock from ██████████ on November 23, 1954, and turned this sock over to ██████████ Correctional Supervisor, United States Penitentiary, Lewisburg.

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[redacted] November 23, 1954, and turned it over to SA [redacted]
Philadelphia Division, Federal Bureau of Investigation, on November 23, 1954.

Philadelphia Division
Federal Bureau of Investigation

This witness can testify that he turned this sock over to SA [redacted]
Philadelphia Division, Federal Bureau of Investigation, on
November 23, 1954.

Philadelphia Division
Federal Bureau of Investigation

This witness can testify that he received this sock from SA [redacted]
on November 23, 1954, and turned it over to SA [redacted]
on November 23, 1954, for transmittal to the FBI Laboratory.

This witness can also testify that he exhibited this sock to
subjects PARKER and MCCOY on December 3, 1954, and that PARKER stated that
the sock was made out of the same material and was the same color as the
one used to contain the brick but stated that he did not pay enough atten-
tion to it to make a positive identification.

This witness can further testify that subject MCCOY advised
that this sock is definitely not identical to the sock which contained the
brick used for the assault since this sock did not contain a slit large enough
to take out the brick.

Philadelphia Division
Federal Bureau of Investigation

This witness can testify that he received this sock from SA [redacted]
on November 23, 1954, and transported it to Washington, D. C.
on November 24, 1954, where he turned it over to SA [redacted] Laboratory
FBI, Federal Bureau of Investigation, Washington, D. C.

Washington, D. C.
Federal Bureau of Investigation

This witness can testify that he received this sock from SA [redacted]
on November 24, 1954, and can testify that he found it

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Blood stains on this sock.

See [redacted] b7C
and/or [redacted]
Philadelphia Division
Federal Bureau of Investigation

These Agents can introduce the following signed
statement of subject CAGLE and testify to the contents of same:

Lewisburg, Pennsylvania
November 24, 1954

"I, LEWIS CAGLE JR., make the following free
and voluntary statement to [redacted] and
[redacted] who identified themselves to
me as Special Agents of the Federal Bureau of
Investigation. I know I do not have to make this
statement and I am willing to testify to the fol-
lowing facts.

b7C

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"I am seventeen years old and I am presently incarcerated at the United States Penitentiary, Lewisburg, Pennsylvania.

"On Sunday night I noted that a sock in the bath room of I-39, my quarters, lying on the floor. The sock appeared to contain an object about the size of a half brick. On 11/22/54 the day REMINGTON was assaulted in his Quarters, just across the hall from my quarters I saw a sock in the hands of McCOY, my roommate, which looked like the sock I had seen in the bath room the night before. The white sock with the object in it was taken out of the room by McCOY around 9:30/A and PARKER followed McCOY out of my room. PARKER is also a roommate of mine. Immediately after McCOY and PARKER left the room, I saw the shadows of two men entering the room across from mine and I know REMINGTON sleeps in this room. I immediately heard the sound of dull thuds in REMINGTON's room. In a few minutes I saw shadows from the door of REMINGTON's room and McCOY and PARKER stepped into my quarters. I saw McCOY with a sock which contained an object and I noted blood on this sock from the toe of the sock to about three inches above the toe of the sock. Both PARKER and McCOY went immediately into the bath room and flushed the commode. I then saw PARKER come out of the bath room carrying a wet half, red brick which had letters on the side and a half moon shape scar near the end of the brick. PARKER walked out to the corridor of B dormitory and proceeded in a northerly direction. He later came back into the room without the brick. A part of a red brick was exhibited to me this date by SA's [redacted] and [redacted] and it appears to be the same brick that I was in possession of the morning of the assault on REMINGTON. I have made this identification from the general shape, size and the letters on the side as well as the indentation half-moon near the end of the brick. I signed the card and placed the date also on which is attached to the brick.

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"I would also like to state that I have heard PARKER and McCOY state that REMINGTON was a Communist. I have also heard McCOY and PARKER state in conversation in my quarters that they hated Communist's, on several occasions during the past week. I likewise heard McCOY state specifically that he hated Communist's and 'I am going to get me one.' Last Sunday Nov. 21, 1954 McCOY mentioned REMINGTON's name in connection with Communism as he and PARKER were sitting on the bed in my quarters. Just about fifteen minutes prior to their leaving the room PARKER and McCOY had conversation in the bath room, in low tones, but I was unable to hear the contents of the conversation.

"I have read this statement consisting of this page and three others and I have initialed each page and correction. I acknowledge the statement is true and correct.

"/s/ LEWIS CAGLE JR.

"Witnessed:

[redacted] Special Agent,
Federal Bureau of Investigation,
Philadelphia Division 11/24/54

[redacted] Special Agent,
Federal Bureau of Investigation,
Philadelphia Division 11/24/54."

SAs

and/or

Philadelphia Division
Federal Bureau of Investigation

These agents can introduce the following signed statement furnished by Subject CAGLE and can testify to the contents of same:

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"Lewisburg, Pennsylvania
November 25, 1954

"I LEWIS CAGLE JR. do hereby make this free and voluntary statement to [redacted] and [redacted] who identified themselves to me as Special Agents of the Federal Bureau of Investigation. No threats or promises were made to me and I have been advised that I do not have to make any statement, and that this statement can be used in a court of law against me. I have also been advised that I have a right to have an attorney. b7C

"I was born December 12, 1936, in Chattanooga, Tenn., and I am currently incarcerated in the United States Penitentiary in Lewisburg, Pa. I have been quartered in I39 for the past three weeks and have been assigned to the Power house as a fireman for the past two and one-half months. Around 12:01 AM, 11/22/54 I began my duties this day as a meter reader having changed duties with inmate [redacted] at his request. During my tour of duty inmate McCOY, a roommate of mine stated he wanted to talk to me just to pass away the time. About one hour later I found time to talk with McCOY on a bench outside the office located in the power house. We began to talk about the free world and McCOY brought up the subject of inmate REMINGTON. McCOY said REMINGTON was a Communist and indicated his dislike for Communists. McCOY actually stated he hated REMINGTON because he was a Communist. At first I thought he was just joking, but conversing with him later during the day I found out he was serious. I talked with McCOY on several occasions during the working period. During my last conversation with McCOY, McCOY stated that he hated REMINGTON and that if I would hit him, referring to REMINGTON, one or two times then he would hit me two times, with the brick in the sock in my room. I said 'O.K.' and he said 'that you will do it.' We got off and went back to I39, my quarters, with inmate McCOY. PARKER was up and sitting at the table. McCOY was fully dressed. b7C 843

PH 70-523

"I estimate the time of arrival at my room as between 8:15 AM to 8:30 AM. Inmate [redacted] subsequently came into the room and went to bed. About five minutes after our return to quarters PARKER went outside into the room across the hall and brought about four bath robes to our quarters. He said I want to show you guys where the guys have been hiding their commissary items. He took cigarettes, peanuts, candy and chocolate from the sleeves of the bath robes. He placed the chocolate and peanuts under a towel in the bath room under the sink. PARKER and I then hung the bath robes on racks in the room. McCOY and I told PARKER that we should return the bath robes. PARKER said 'Wait a while.' I asked PARKER again, shouldn't we take the bath robes back across the hall to REMINGTON's room and PARKER said 'just let them hang where they are.' I went into the bath room and picked up the two bags of peanuts and gave one bag to McCOY and the other bag to PARKER. McCOY gave me half of his peanuts. PARKER then went into the bath room and got two or three boxes of chocolate and put in a box with a false bottom underneath the table. We waited until the janitor got through sweeping and mopping the corridor and discussed going back over to REMINGTON's room to look for more commissary items, and it was agreed that I should hit REMINGTON in the head with the brick encased in the sock in the event that REMINGTON awakened during our presence in his room. McCOY and I agreed that each one of us would hit REMINGTON regardless of whether he woke up or not, but PARKER was not aware of this agreement. However, PARKER did know that if REMINGTON woke up, McCOY and I would hit him. PARKER was to search the room for other items, while McCOY and I stood watch over REMINGTON. PARKER opened the door to REMINGTON's room, stepped out and I entered the room with the sock that contained the brick followed by McCOY and PARKER. REMINGTON's door was closed. I walked over to REMINGTON's bed and uncovered his head and hit him four times on left side of REMINGTON's

PH 70-523

head around his temple. Blood spurted from REMINGTON's head and eventually covered the side of his face. Either PARKER or McCOY said 'that is enough' and I gave McCOY the sock which contained the brick, and went into REMINGTON's bath room. I turned and saw McCOY hit REMINGTON one time with the brick encased in the sock. This was a good blow. McCOY later told me he hit REMINGTON one time. I then washed my hands and we went back to our room. As I was going out of the room I saw REMINGTON raise up on his right elbow and heard him, either breathe in or out of his nose. McCOY took the sock back into our room and PARKER, McCOY and I went to the bath room. McCOY took a knife, cut the brick out of the sock, and flushed the sock down the commode. McCOY then washed the blood off of the brick and handed PARKER the brick. PARKER left the room and went to the northern end of I3 Quarters and subsequently came back without the brick. PARKER then told McCOY and I to lie down and go to sleep and if anything was said he would say we were in bed asleep. He further stated 'play it cool'. McCOY and I then pulled off our pants and socks and went to bed. PARKER was sitting at the table fully dressed when I fell asleep. [redacted] came up later and said he saw REMINGTON downstairs, all messed up. When REMINGTON was brought upstairs by inmates and placed in bed I later went over to the door in REMINGTON's bed and saw him lying on the bed. REMINGTON at this time as well as his bedding was covered with blood.

I have read this statement consisting of one page and five others and say the contents are true to the best of my knowledge.

s/s/ LEWIS CAGLE JR.

Special Agent, FBI
504 Widener Bldg., Philadelphia, Pa. 19106
Special Agent, FBI
504 Widener Bldg., Philadelphia, Pa. 19106

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PH 70-523

SAs [REDACTED] b7C
and/or [REDACTED]
and/or [REDACTED]
Philadelphia Division
Federal Bureau of Investigation

These agents can introduce the following signed statement furnished by Subject PARKER and can testify to the contents of same:

"Lewisburg, Pennsylvania
November 24, 1954

"I, ROBERT CARL PARKER, do hereby give this free and voluntary statement to [REDACTED] and [REDACTED] who identified themselves to me as Special Agents of the Federal Bureau of Investigation. No threats or promises have been made to me, and I have been advised that I do not have to make any statement and that any statement made by me can be used in a court of law against me. I have also been advised that I have a right to be represented by an attorney. b7C

"I am twenty-one years of age and currently confined as an inmate at the United States Penitentiary in Lewisburg, Pennsylvania, under prison number 20857.

"I awoke in room I-39 around 8:00 AM Monday morning, 11/22/54. I then went into REMINGTON's room, which is across the hall from me. I took four bathrobes from the bathroom in REMINGTON's room and took them back to my quarters. I took 2 bars of candy, four packs of Lucky Strike cigarettes, one pack of Pall Mall's and two boxes of chocolate and put the above on the table. By this time inmates MCCOY and CAGLE returned from work to I-39 quarters. When they came in MCCOY asked 'Where did you get that stuff?' and I said, 'I just got it.' MCCOY smiled and asked where the bathrobes came from. I said I got them from across the hall. I

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PH 70-523

then made some chocolate and gave McCOY and CAGLE a cup. I drank the rest of the chocolate. McCOY asked why I didn't take the bathrobes back, and I told him to forget about the bathrobes, as there won't be anything said about them. McCOY kept asking me why wouldn't I take the bathrobes back over to REMINGTON's room. I told him, no, just forget about them, I will leave them over here. He just laid down in the bed dressed in his shorts and T-shirt and I began to read Colliers magazine. Then McCOY just lay there and after a while he asked me again let's just take the bathrobes back and then we won't have to worry about it. He, McCOY, kept after me to take the bathrobes back to REMINGTON's room and I said, wait I will go downstairs to see if I or anyone on the night force has got a pass. I went down to the officers post and had to wait there for three or four minutes as the officer wasn't there at the time. I saw the officer, who is an old man, and he said the only one who had a pass was CAGLE. I went back upstairs and I told CAGLE, the boss man said he had a pass to report to the Education Department at one o'clock that day. McCOY asked me if I was going to take the bathrobes back across the hall. I said, 'Well, wait and I will see if anybody's over there.' McCOY then said, 'Well I don't give a damn if he is over there (referring to REMINGTON) as he is nothing but a damn Communist, and he tried to sell us all out.' I paid the statement made by McCOY no attention and told McCOY and CAGLE to wait and I would see who is over there.

"I walked over to REMINGTON's room and left REMINGTON's door open. I went toward REMINGTON's bathroom and looked inside. All of a sudden I heard a noise, something like a thump on a hollow sound, then I turned around toward REMINGTON's room and saw CAGLE swinging a sock which I know contained part of red brick. I saw blood on the side of REMINGTON's head and face and saw

REMINGTON put up his left arm to ward off the blow. CAGLE was hitting him fast and I grabbed his right arm with my right arm after the second attempt. The bathrobe was off of his head as I saw REMINGTON's face. I threw CAGLE by his arm against another bed directly opposite REMINGTON's bed, and he caught himself against the wall with his hands. I asked CAGLE, 'What in the hell are you doing?' He didn't say anything but turned pale. The next thing I knew, I saw McCOY hitting REMINGTON on the head with a sock that contained the brick. He hit REMINGTON three or four times in the head, and REMINGTON was bloody on the side of his head and face. I grabbed McCOY by the shoulder and pulled him back a few feet and he just stood and looked at me. CAGLE was also staring at me and I said, 'Get the hell out of here.' CAGLE turned and left the room first and I followed and closed REMINGTON's door. We went back across the corridor back to our quarters. When I re-entered my quarters, CAGLE and McCOY were standing by CAGLE's bed laughing. Neither McCOY or CAGLE said anything for a few minutes. After a short time elapsed, they began to talk. I estimate the time of the assault on REMINGTON as either 9:00 AM or 9:30 AM. CAGLE then said, 'I think I did him in pretty good,' and McCOY said 'I think I killed him,' referring to REMINGTON. McCOY then went into the bathroom with the sock and brick. McCOY called me in and said here cut this, referring to the sock, as he was holding the sock taunt by both ends over the commode. I started to cut the sock with a kitchen knife with the handle wrapped in black tape, which I secured hidden in the toilet bowl and started to cut the sock around the ankle. I then dropped the knife and said, 'to hell with it,' and went back and laid on my bed. I stayed in bed two or three minutes, and either McCOY or CAGLE came out of the bathroom and told me to get the brick from the sink and take it and throw it out the window. I took this brick out and threw it out the window of the corridor facing north.

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I then came back and began reading a magazine. When I was reading McCOY and CAGLE began talking about REMINGTON, saying that he was no good and a Communist, and I told them to knock it off, that I did not want to hear it. McCOY asked me, 'What are you so sore about, he was no good anyway,' and I told them I did not know anything about him, referring to REMINGTON. The conversation was discontinued until inmate [redacted] came up, but nothing was said regarding the assault of REMINGTON before inmate [redacted]. A few minutes later I heard someone, possibly REMINGTON, hollering for a guard, but I didn't pay any attention to him.

b7C

"I have read this statement consisting of this page and six others. I have initialed each page and correction and the statement is true and correct. I am willing to testify in court as to the contents of this statement.

"/s/ ROBERT CARL PARKER

Witnesses:

[redacted] Special Agent, FBI, 500
Widener Building, Philadelphia, Pa.

[redacted] Special Agent, FBI,
500 Widener Bldg., Philadelphia, Pa.

b7C

[redacted] Special Agent, Federal Bureau
of Investigation, Philadelphia Division"

SAs

and/or

Philadelphia Division

Federal Bureau of Investigation

These agents can introduce the following signed
statements furnished by Subject PARKER and can testify to the
same:

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PH 70-523

Lewisburg, Pennsylvania
November 25, 1954

"I, ROBERT CARL PARKER, do hereby furnish this free and voluntary statement to [redacted] and [redacted] who have identified themselves to me as Special Agents of the Federal Bureau of Investigation. No threats or promises were made to me and I realize I do not have to make this statement and that the statement can be used against me in a court of law. I have been advised that I have a right to have an attorney. b7C

"I wish to furnish the following facts to clarify my previous statement made 11/24/54. While in my quarters just prior to the assault on inmate REMINGTON, I heard conversation between inmates CAGLE and McCOY to the effect that they would watch REMINGTON while I searched for additional commissary items in REMINGTON's room. I told CAGLE and McCOY that I would go to REMINGTON's room to see if anyone is there. CAGLE then said, 'What if he is in the room?' McCOY said, 'Well, I don't give a damn if he is in the room, he is nothing but a Communist who tried to sell us all out.' Either CAGLE or McCOY then said, 'If he wakes up we will hit him.' Although I heard one of them say that we would hit him if he awoke, referring to REMINGTON, I did not actually believe either CAGLE or McCOY would hit him in the head as I have heard both of the inmates make such remarks numerous times in the past. Nothing further was said regarding this matter and I was to search for other articles, while CAGLE and McCOY kept watch over REMINGTON.

"I don't recall stopping either CAGLE or McCOY from beating REMINGTON as I have previously stated, as I was very excited at the time. At the present time my thoughts concerning my activities in REMINGTON's room at the time of the assault are [redacted]

PR 70-523

"After the assault and we returned to our room, I recall telling CAGLE and McCOY to get to bed and shut up and if anyone came up or said anything I would say they were in bed asleep at the time of the assault. I said that to keep CAGLE and McCOY from continuing to joke and laugh about the assault.

"I have read this statement consisting of this page and two others and say the contents are true to the best of my knowledge.

"/s/ ROBERT CARL PARKER

"Witnesses:

[REDACTED] Special Agent, FBI,
500 Widener Bldg., Philadelphia, Pa.

[REDACTED] Special Agent, FBI,
500 Widener Bldg., Philadelphia, Pa."

SAs [REDACTED]
and/or [REDACTED]
Philadelphia Division
Federal Bureau of Investigation

These agents can introduce the following signed statement furnished by Subject McCOY and can testify to the contents of same:

"November 30, 1954
Lewisburg, Pennsylvania

"I, GEORGE JUNIOR McCOY do hereby furnish this free and voluntary statement to [REDACTED] and [REDACTED] who identified themselves to me as Special Agents of the Federal Bureau of Investigation. No threats or promises were made to me and I have been advised that I do not have to make any statement and that any statement that I make can be used in a court of law against me. I am entitled to counsel.

ME 70-523

"I am thirty-four years of age and currently incarcerated in the United States Penitentiary in Lewisburg, Pennsylvania, under number 21015. I am assigned to the power plant detail on the night shift from 12:00 midnight until 8:00 A.M. in the morning. I am quartered in I 39 quarters, instant prison with inmates PARKER [redacted] and CAGLE. REMINGTON was quartered directly across the room from me and he worked on the 12:00 midnight to 8:00 A.M. at the prison hospital. REMINGTON usually came into his quarters after work, a few minutes later than I usually do. Around two or three months ago, someone told me that inmate REMINGTON was a Communist and I hate Communist's, in fact, I would like to line up a bunch of Communists and shoot them down, with a machine gun just like cutting wheat. Around the first week of November 1954, when I was in the mess hall eating supper, REMINGTON was sitting at another table facing me, and said to the other inmates sitting at the same table, 'that if there is a prison riot, McCOY would be the first person that he would kill.' I don't recall the names of the other inmates who were then sitting at the table. Since that time REMINGTON would pass by me and stare at me. This caused me to hate REMINGTON and I could not sleep at night, for thinking about REMINGTON. CAGLE and I discussed Communism and particularly REMINGTON, and I recall CAGLE stated that he disliked REMINGTON, as he thought he was a Communist. Shortly before midnight November 21, 1954, I was sitting in the entrance to I quarters near the pre-release door, waiting to be called to work. I was sitting on my haunches when REMINGTON came up, leaned on the wall within a yard or two of me and just stood and stared at me. I got up and walked over and sat down on the dormitory stairs to get away from him. From there I proceeded to the Power Plant, where I fixed the furnace that night. CAGLE came over and talked to me during

70-523

the night. REMINGTON was not then dismissed. CAGLE, [redacted] and I returned to my quarters around 8:05 A.M. on November 22, 1954. I then took my razor and shaved. Later I went over and sat over on CAGLE's bed and told CAGLE that REMINGTON stared like he wanted to kill me the previous night. Later REMINGTON came to my door, looked through the glass and stared at me. He then went away and I did not see him anymore until I later checked his room to see if he was asleep.

167C

"I sat on the bed with CAGLE for a few minutes. CAGLE then stated that he hated REMINGTON and I went over to REMINGTON's door, looked through the glass and saw REMINGTON in bed with something over his head. He appeared to be asleep. I then turned back over to my quarters and said to CAGLE, 'Let's go and get REMINGTON.' CAGLE said 'O.K.' and reached under his pillow and picked up the sock which contained the brick. CAGLE entered REMINGTON's room first and PARKER followed. I entered REMINGTON's quarters last with an iron rod which is a part of my bed. CAGLE hit REMINGTON on the left side of the head twice, and gave me the sock. I then walked over hit REMINGTON one hard blow with the brick encased in the sock. After I hit him I noticed he was bleeding from the left side of the head. I also noted that REMINGTON's head was jerking while CAGLE was hitting him, but when I hit him, I saw him kick like a hog and I didn't think that he would ever get off the bed. I actually didn't mean to kill REMINGTON, but wanted to mess up his head and straighten him out; that is I didn't want REMINGTON to go around staring at me. I admit I hated REMINGTON bad enough to kill him, because he had said in the past that he was going to take my life.

"I don't know the reason that PARKER entered the room as he did not participate in the assault, but he did not attempt to stop the assault on REMINGTON.

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PR 70-523

After the assault on REMINGTON I said 'lets get out,' and I left the room first, followed by either PARKER or CAGLE. I then went to the bath room and PARKER gave me his knife, which I used to cut the sock open and take out the brick. I flushed the sock down the toilet and washed the brick. I gave the brick to PARKER and PARKER took the brick and threw it out of the corridor window at the end of the hall. I took my clothes off and then went to bed. A short time later, about forty-five minutes, [redacted] came up & awakened me. I asked [redacted] the pants in my room, which I brought up from the Power Plant were his, and he stated no, I have my pants on. Then I said they must be [redacted] pants. [redacted] is an inmate who works at the Power Plant. The assault was not discussed in [redacted] presence and [redacted] had no knowledge that the assault had occurred. [redacted] went down stairs to take the pants back to control center and came back upstairs and said he saw REMINGTON on the stairways all messed up. I recall shortly after we three came back from REMINGTON's room that PARKER told us to go to bed and play it cool. He said if anyone asks about you, I will tell them that you were in bed.

"This statement has been read to me by Special Agent [redacted] in the presence of Warden FRED T. WILKINSON and Special Agent [redacted] and I state that it is true and correct. I have initialed each page and correction of this statement which consists of this and five others.

"/s/ GEORGE JR MCCOY

Witnesses:

[redacted] Special Agent,
Federal Bureau of Investigation
100 Market Bldg., Phila., Pa. 11/30/73
WILKINSON, Warden, U. S.
Penitentiary, Lewisburg, Pa.

[redacted] Special Agent - FBI
100 Market Bldg., Philadelphia, Pa.

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PH 70-523

FRED T. WILKINSON
Warden
United States Penitentiary
Lewisburg, Pennsylvania

This witness can testify that he was present when the above-mentioned signed statement furnished by McCOY was prepared; that he heard this statement read to Subject McCOY by SA [REDACTED] and that he, [REDACTED], witnessed Subject McCOY affixing his signature to the statement. b7C

IDENTIFICATION RECORDS

[REDACTED]

[REDACTED] b7C

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET5

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.



Deleted under exemption(s) (b)(7)(C) with no segregable material available for release to you.



Information pertained only to a third party with no reference to you or the subject of your request.



Information pertained only to a third party. Your name is listed in the title only.



Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

Page(s) withheld for the following reason(s):



For your information: _____



The following number is to be used for reference regarding these pages:

70-22845-75 pp. 50-54

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Assistant Attorney General
Warren Olney III

January 18, 1955

Director, FBI

70-22845-75
RECORDED - 3
III
GEORGE JUNIOR MC COY, with aliases;
ROBERT CARL PARKER, with aliases;
LEWIS CAGLE, JR., with aliases;
WILLIAM WALTER REMINGTON - VICTIM;
CRIME ON GOVERNMENT RESERVATION - MURDER;
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

Reference is made to my memorandum of January 17, 1955, to which was attached a copy of the report of Special Agent [redacted] at Pittsburgh, Pennsylvania, dated January 1, 1955. b7C

For your information, there is transmitted herewith a copy of the prosecutive summary report of Special Agent [redacted] at Philadelphia, Pennsylvania, dated January 10, 1955. b7C

Attachment (1)

2 cc: Mr. James V. Bennett (Attachment) (1)
Director
Bureau of Prisons

REG/ln
(6)

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FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 17 1955

TELETYPE

G.I.R. 9

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

WA 4 FROM PH 1/17/55 3.52 PM MCL
DIRECTOR, FBI URGENT
GEORGE JUNIOR MC COY, WAS., ET AL, CGR - MURDER, ISPI. REHYTEL
JAN. FOURTEEN LAST. RECORDS USDC, MDPA, REFLECT ALL SUBJECTS THRU
THEIR RESPECTIVE ATTORNEYS FILED MOTION ON JAN. FOURTEEN LAST.
ALL SUBJECTS FILED MOTION FOR DISMISSAL OF INDICTMENT AND INSPECTION
OF GRAND JURY MINUTES. IN ADDITION MC COY FILED MOTION FOR STAY
OF ARRAIGNMENT AND FOR INSPECTION OF HIS SOCIAL AND PSYCHIATRIC
RECORDS AT USP. CAGLE AND PARKER IN ADDITION FILED OBJECTION TO
ARRAIGNMENT. GENERALLY THE MOTIONS REFLECTED THE FOLLOWING
REASONS FOR DISMISSAL OF THE INDICTMENT. GRAND JURY WAS IMPROPERLY
DRAWN AND NOT IN ACCORDANCE WITH LAW. TRUE BILL OF INDICTMENT RETURNED
DURING PENDENCY OF CRIMINAL ACTION FOR SAME OFFENSE ALREADY BEFORE
USC LEWISBURG. SUBJECTS DENIED RIGHT TO APPEAR BEFORE USC AND BE
ADVISED OF THEIR RIGHTS. GRAND JURY PROCEEDINGS WERE IN VIOLATION
OF SUBJECTS CONSTITUTIONAL RIGHTS IN THAT EVIDENCE IRREGULARLY
AND IMPROPERLY OBTAINED WAS INTRODUCED AND INDICTMENT NOT BASED ON
SUFFICIENT LEGAL EVIDENCE AND FOUND SOLELY UPON INCOMPETENT EVIDENCE.
OBTAINED.

RECORDED - 33

70-22845-76
7-1-14-76

EX-109 24 JAN 19 1955

JAN 21 1955

PAGE TWO

IN CONNECTION WITH THIS PARKER-S MOTION STATES INDICTMENT FOUNDED SOLELY UPON INCOMPETENT EVIDENCE OBTAINED, I. E., STATEMENTS MADE BY CO-DEFENDANTS NOT IN HIS PRESENCE AND STATEMENT OF HIS OBTAINED INVOLUNTARILY BY COERCION AND ARREST. INDICTMENT DOES NOT STATE FACTS SUFFICIENT TO CONSTITUTE AN OFFENSE AGAINST THE US AND IS VAGUE, CONFUSED AND INDEFINITE. COPIES OF ALL MOTIONS AND OBJECTIONS OBTAINED AND BEING FORWARDED TO BUREAU UNDER SEPARATE COVER.

MC CABE

~~CORR LINE 5 WD 2 SHD BE SUFFICIENT~~

END ACK

PH R 4 WA CAF

DSC

70-22845-

76

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (70-22845)

DATE 1/18/55

FROM : SAC, Philadelphia (70-523)

SUBJECT: GEORGE JUNIOR McCOY, was, ET AL
CGR - MURDER; IPPI

Re: Remytel 1/17/55.

Enclosed herewith are copies of seven documents filed by subjects through their respective attorneys with the United States District Court, Middle District of Pennsylvania. These documents are entitled as follows:

By subject McCOY

1. "Motion by Defendant to Dismiss Indictment and for an Inspection of the Minutes of the Grand Jury."
2. "Motion by Defendant to stay Arraignment and for an Inspection of the Social and Psychiatric Record of the U. S. Penitentiary pertaining to the Defendant McCOY."

By subject CAGLE, JR.

1. "Motion by Defendant to Dismiss Indictment."
2. "Motion to Inspect Grand Jury Minutes."
3. "Objections to Arraignment."

By subject PARKER

1. "Motion by Defendant to Dismiss Indictment and for an Inspection of the Minutes of the Grand Jury."
2. "Objections to Arraignment made Pursuant to Order of Court."

RECORDED - 5

70-22845-77
JAN 19 1955

66 FEB 2

Handwritten notes:
K. O. L. 1/19/55
13-15-55 with
14-15-55 with
15-15-55 with

F. B. I.

CRIMINAL NO. 12583

WARDEN, J. H. BAKER, JR.
 DEPUTY WARDEN, J. H. BAKER, JR.
 CHIEF CLERK, J. H. BAKER, JR.

~~NOTICE IS HEREBY GIVEN TO DISSEMINATE INFORMATION AND FOR
A COLLECTION OF THE EVIDENCE OF THE GRAND JURY~~

The defendant, George J. McCoy, through his attorneys,
Charles H. Kinsinger, Jr., Esquire, and Charles Eystad,
Esquire, moves that the indictment be dismissed on the following
grounds:

When the United States Attorney went before the Grand Jury on December 1, 1954, he well knew that there was a criminal action for the same offense charged in the indictment which he prepared for that Grand Jury, which action had been instituted on November 24, 1954, and in the United States Commissioner's Docket No. 2 in the case of the Defendant McCoy was being denied the right to have a preliminary examination, and the Defendant McCoy was being denied the right of being informed by said Commissioner of the Government that he, McCoy, was not required to make a statement and that any statement made by the Defendant might be used against him, all of which actions on the part of the United States Government and its United States Attorney was in concert and a gross deprivation of the constitutional rights of the Defendant.

**MOTION BY DEFENDANT TO DISMISS INDICTMENT AND FOR
A WRIT OF HABEAS CORPUS OF THE RIGHTS OF THE ORAL JURY**

The defendant, George J. McCoy, through his attorneys,
Charles H. Hildesheimer, Jr., Koyne, and Charles Ezybiak,
requests that the indictment be dismissed on the following grounds:

1. When the United States Attorney went before the
Severan Grand Jury on December 1, 1954, he well knew that
there was a criminal action for the same offense charged in
the indictment that he prepared for that Grand Jury, which
criminal action had been instituted on November 24, 1954, and
docketed in the United States Commissioner's Docket No. 1 of
Case No. 24, and he the said United States Attorney, then and
there well knew that the Defendant McCoy was being denied the
right of appearing before a United States Commissioner with
out undue delay and that the Defendant McCoy was being denied
his right of being informed by such Commissioner of the Com-
plaint against him, and the Defendant McCoy was being denied
his right to counsel, and the Defendant McCoy was being denied
his right to have a preliminary examination, and the Defendant
McCoy was being denied the right of being informed by said
Commissioner that he, McCoy, was not required to make a state-
ment and that any statement made by the Defendant might be used
against him, all of which actions on the part of the United
States Government and its United States attorney was in con-
spicuous and a gross deprivation of the constitutional
rights of the Defendant.

2. The Grand Jury which returned the indictment was not
drawn in accordance with law in that the panel was selected
so as to exclude jurors from Sullivan, Columbia, Monroe,
York, Hamilton, Ticonderoga, Ulster, Albany, Otsego,
Saratoga, and Rensselaer Counties.

70-22845-

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2. The Grand Jury which returned the indictment was not drawn in accordance with law in that the panel was selected so as to include jurors from the following counties only: Wayne, Pike, Monroe, Carbon, Luzerne, Lackawanna, Susquehanna, Wyoming and Bradford.

4. The Grand Jury which returned the indictment was the Grand Jury drawn for service at the terms of Court to be held at Scranton, Pennsylvania and at terms of court to be held at Wilkes-Barre, Pennsylvania but was not the Grand Jury drawn for service at terms of Court to be held at Lewisburg, Pennsylvania although, by order of the United States District Court for the Middle District of Pennsylvania entered May 11, 1954, a jury was drawn from the wheel for service at the terms of court to be held in Lewisburg, Pennsylvania. The foregoing is a complete denial of defendant's rights guaranteed to him by the laws of the United States, the Federal Rules of Criminal Procedure, and the standing orders of the United States District Court for the Middle District of Pennsylvania.

5. The Saratoga indictment was founded solely upon incompetent evidence of the offense charged unlawfully obtained and the court is hereby requested to order the production of the minutes of the Saratoga Grand Jury so that the Constitutional rights of the accused will not continue to be disregarded.

4. The indictment does not state facts sufficient to constitute an offense against the United States.

7. The indictment does not state which one of those
 accused actually committed the criminal acts.

8. The indictment does not describe the offense and particular act of the Defendant McCoy with such certainty that the Defendant McCoy may know the nature and cause of the accusation and prepare his defense thereto in violation of the Sixth Amendment of the Constitution of the United States.

~~CONFIDENTIAL - SECURITY INFORMATION~~

~~CONFIDENTIAL~~

**Attorneys for George W.
Haley, Defendant,**

48 West Fourth Street
Williamsport, Penna.

14. The Grand Jury which returned the indictment was the Grand Jury drawn for service at the terms of Court to be held at Scranton, Pennsylvania and at terms of court to be held at Wilkes-Barre, Pennsylvania but was not the Grand Jury drawn for service at terms of Court to be held at Lewisburg, Pennsylvania although, by order of the United States District Court for the Middle District of Pennsylvania entered May 11, 1954, a jury was drawn from the wheel for service at the terms of court to be held in Lewisburg, Pennsylvania. The foregoing is a complete denial of Defendant's rights guaranteed to him by the laws of the United States, the Federal Rules of Criminal Procedure, and the standing orders of the United States District Court for the Middle District of Pennsylvania.

5. The Scranton indictment was founded solely upon incompetent evidence of the offense charged unlawfully obtained and the court is hereby requested to order the production of the minutes of the Scranton Grand Jury so that the constitutional rights of the accused will not continue to be disregarded.

6. The indictment does not state facts sufficient to constitute an offense against the United States.

7. The indictment does not state which one of those accused actually committed the criminal act.

8. The indictment does not describe the offense and particular act of the Defendant McCoy with such certainty that the Defendant McCoy may know the nature and cause of the accusation and prepare his defense thereto in violation of the Sixth Amendment of the Constitution of the United States.

1st Charles H. Hunsicker, Jr.
CHIEF COUNSEL

1st Charles H. Hunsicker, Jr.
CHIEF COUNSEL

Attorneys for George J.
McCoy, Defendant

12 East Fourth Street
Williamsport, Penna.

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UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

vs.

Criminal No. 12583

GEORGE JR MCCOY
ROBERT CARL PARKER, and
LEWIS GACKER, JR.

**NOTICE BY DEFENDANT TO STAY ARRAIGNMENT AND
FOR AN INSPECTION OF THE SOCIAL AND
PSYCHIATRIC RECORDS OF THE UNITED STATES PENITENTIARY
PERTAINING TO THE DEFENDANT MCCOY**

The defendant, George Jr McCoy, through his attorneys, Charles Hilsenrath, Jr., Esquire, and Charles Erybist, Esquire, moves that the arraignment be stayed and that the Court order that the social and psychiatric records of the United States Penitentiary pertaining to Defendant McCoy be made available for inspection, copying and photostating for the following reasons:

1. The indictment must be dismissed and the Grand Jury proceedings upon which it is founded must be set aside for the reasons contained in the motion this day filed by the Defendant McCoy through his counsel, which motion is entitled "Motion By Defendant To Dismiss Indictment And For An Inspection Of The Minutes Of The Grand Jury."

2. The undersigned counsel have been appointed to defend McCoy by order of the United States District Court for the Middle District of Pennsylvania but said counsel has been denied the right to inspect, copy and photostat the social and psychiatric records of the Defendant McCoy kept in the United States Penitentiary at Lewisburg, Pa. While the warden of said penitentiary was most cooperative with the undersigned counsel, he was required to deny the undersigned counsel access to said aforementioned records under orders of the United States attorney for the Middle District of Pennsylvania. Counsel has

GEORGE JR McCOY,
ROBERT CARL PARKER, and
LEWIS GAGLE, JR.,

**MOTION BY DEFENDANT TO STAY ARRAIGNMENT AND
FOR AN INSPECTION OF THE SOCIAL AND
PSYCHIATRIC RECORD OF THE UNITED STATES PENITENTIARY
PERTAINING TO THE DEFENDANT MCCOY**

The defendant, George Jr McCoy, through his attorneys, Charles Hildspacher, Jr., Esquire, and Charles Brydick, Esquire, moves that the arraignment be stayed and that the Court order that the social and psychiatric records of the United States Penitentiary pertaining to Defendant McCoy be made available for inspection, copying and photostating for the following reasons:

1. The indictment must be dismissed and the Grand Jury proceedings upon which it is founded must be set aside for the reasons contained in the motion this day filed by the Defendant McCoy through his counsel, which motion is entitled "Motion By Defendant To Dismiss Indictment And For An Inspection Of The Minutes Of The Grand Jury."

2. The undersigned counsel have been appointed to defend McCoy by order of the United States District Court for the Middle District of Pennsylvania but said counsel has been denied the right to inspect, copy and photostat the social and psychiatric records of the Defendant McCoy kept in the United States Penitentiary at Lewisburg, Pa. While the warden of said penitentiary was most cooperative with the undersigned counsel, he was required to deny the undersigned counsel access to said aforementioned records under orders of the United States attorney for the Middle District of Pennsylvania. Counsel has information in its possession that these records show that the Defendant McCoy has an intelligence quotient of not in excess of 40 which may very well indicate that said Defendant is a person of low or even of less intelligence, and may very well have a mental age of not over seven years of age. The Defendant McCoy would be deprived of his constitutional rights if he is prevented from entering a plea before his counsel have been permitted to inspect, copy and photostat the aforesaid records. The denial of these rights by the United States attorney for the

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Middle District of Pennsylvania has continued up to and including the date of the filing of this Motion.

3. Counsel for the Defendant McCoy will need ample time after the aforesaid records are made available to evaluate them and the mental condition of their clients.

~~/s/ Ches Bickelmeier, Jr.~~
~~CHARLES BICKELMEIER, JR.~~

~~/s/ Charles Bickelmeier~~
~~CHARLES BICKELMEIER~~

Attorneys for George J. McCoy,
Defendant.

48 West Fourth Street
Williamsport, Pennsylvania

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

NO. 12583 CRIMINAL

VS

ROBERT CARL PARKER
LEWIS GAGLE, JR.
GEORGE JR. MOOT

MOTION BY DEFENDANT TO DISMISS INDICTMENT

The defendant Lewis Gagle, Jr. through his attorneys William J. Garvey and David J. Garvey, moves that the indictment be dismissed on the following grounds:

1. The Grand Jury proceedings were irregular and improper in that the Grand Jury which indicted the defendant Lewis Gagle, Jr. was improperly drawn from the counties of Wayne, Pike, Monroe, Carbon, Luzerne, Lackawanna, Susquehanna, Wyoming and Bradford and excluded residents of the other counties of the Middle District of Pennsylvania.

2. The Grand Jury proceedings were in violation of the defendant Lewis Gagle Jr.'s constitutional rights in that the indictment was irregularly and improperly obtained and is

UNITED STATES OF AMERICA

VS

NO. 12883 CRIMINAL

ROBERT CARL PARKER
LEWIS CAGLE, JR.
GEORGE JR. MOODY

MOTION BY DEFENDANT TO DISMISS INDICTMENT

The defendant Lewis Cagle, Jr. through his attorneys William J. Garvey and David J. Conroy, moves that the indictment be dismissed on the following grounds:

1. The Grand Jury proceedings were irregular and improper in that the Grand Jury which indicted the defendant Lewis Cagle, Jr. was improperly drawn from the counties of Wayne, Pike, Monroe, Carbon, Luzerne, Lackawanna, Susquehanna, Wyoming and Bradford and excluded residents of the other counties of the Middle District of Pennsylvania.

2. The Grand Jury proceedings were in violation of the defendant Lewis Cagle Jr.'s constitutional rights in that evidence which was irregularly and improperly obtained was introduced.

3. The indictment was not based on competent legal evidence.

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4. The indictment does not state facts sufficient to constitute an offense against the United States.

5. The indictment is defective in that the Grand Jury indicting lacked authority, power or jurisdiction to indict under the Federal Rules of Criminal Procedure, the standing orders of the District Court of the United States for the Middle District of Pennsylvania and the laws of the United States of America.

6. The indictment is defective in that it was returned while the matter was *lis pendens*; a complaint was filed and a warrant of arrest was issued, docketed to Docket No. 2, case No. 270 in the U. S. Commissioner's office in Lewisburg, Pennsylvania; the return of the indictment resulted in a deprivation of the defendant Lewis Cagle, Jr.'s constitutional rights in that he was denied the right to appear before the United States Commissioner without unnecessary delay; he was not informed of the charges against him; he was not informed of his right to counsel; he was not informed that any statement he might give could be used against him; and the denial of these rights constitutes a violation of the Fifth and Sixth Amendments to the United States Constitution.

7. The indictment is vague, confused and indefinite.

8. The indictment is defective in that the Grand Jury proceedings from which it arose were improper and irregular and contrary to law. Although deemed to be a return of the

4. The indictment does not state facts sufficient to constitute an offense against the United States.

5. The indictment is defective in that the Grand Jury indicting lacked authority, power or jurisdiction to indict under the Federal Rules of Criminal Procedure, the standing orders of the District Court of the United States for the Middle District of Pennsylvania and the laws of the United States of America.

6. The indictment is defective in that it was returned while the matter was *lis pendens*; a complaint was filed and a warrant of arrest was issued, docketed to Docket No. 2, case No. 279 in the U. S. Commissioner's office in Lewisburg, Pennsylvania; the return of the indictment resulted in a deprivation of the defendant Lewis Cagle, Jr.'s constitutional rights in that he was denied the right to appear before the United States Commissioner without unnecessary delay; he was not informed of the charges against him; he was not informed of his right to counsel; he was not informed that any statement he might give could be used against him; and the denial of these rights constitutes a violation of the Fifth and Sixth Amendments to the United States Constitution.

7. The indictment is vague, confused and indefinite.

8. The indictment is defective in that the Grand Jury from which it arose were improper and irregular and contrary to law. Although counsel has been made upon the United States for inspection of the minutes of the said Grand Jury proceedings the same has never been admitted. *Respectfully* the particular grounds on which the foregoing objections are based are, upon information and belief, as follows:

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(a) Unauthorized persons were permitted in the Grand Jury Room.

(b) Illegal and improper evidence was introduced.

(c) There was no lawful evidence upon which to base the indictment.

(d) The foreman of the Grand Jury failed to keep and file an adequate record of the proceedings of the said Grand Jury, thereby denying to the defendant adequate information as to the regularity and legality of the proceedings of the Grand Jury.

/s/ William J. Conroy

/s/ David J. Conroy
Attorneys for defendant
Louis Cagle, Jr.

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

VS.

HENRY EARL PARKER
LEWIS GAGLE, JR.
GEORGE JR. MOODY

No. 12583 CRIMINAL

MOTION TO INSPECT GRAND JURY MINUTES

The defendant, Lewis Gagle, Jr., through his attorneys, William J. Garvey and David J. Conroy, makes the following Motion to inspect minutes of the Grand Jury which returned an indictment against the defendant, Lewis Gagle, Jr., to No. 12583, Criminal, in the United States District Court for the Middle District of Pennsylvania, for the following reasons:

1. A request was made upon the United States for an inspection of the said Grand Jury minutes by letter dated January 4, 1968, which request has not been granted.

2. The seriousness of the offense, namely an indictment for first degree murder, warrants the inspection of the Grand Jury minutes by the defendant, Lewis Gagle, Jr. to make certain that the constitutional rights of the said Lewis Gagle, Jr. are protected and to make certain that the Grand Jury proceedings were proper and legal.

3. Due to the seriousness of the offense charged in the indictment, counsel for the defendant, Lewis Gagle, Jr. avers that the said inspection of the Grand Jury minutes is necessary.

MOTION TO INSPECT GRAND JURY MINUTES

The defendant, Lewis Gagle, Jr., through his attorneys, William J. Garvey and David J. Conroy, makes the following Motion to inspect minutes of the Grand Jury which returned an indictment against the defendant, Lewis Gagle, Jr., to No. 12583, Criminal, in the United States District Court for the Middle District of Pennsylvania, for the following reasons:

1. A request was made upon the United States for an inspection of the said Grand Jury minutes by letter dated January 6, 1963, which request has not been granted.

2. The seriousness of the offense, namely an indictment for first degree murder, warrants the inspection of the Grand Jury minutes by the defendant, Lewis Gagle, Jr. to make certain that the constitutional rights of the said Lewis Gagle, Jr. are protected and to make certain that the Grand Jury proceedings were proper and legal.

3. Due to the seriousness of the offense charged in the indictment, counsel for the defendant, Lewis Gagle, Jr. asks that the said inspection of the Grand Jury minutes is necessary to protect the constitutional rights of the defendant and to make certain he receives a fair and just trial.

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WHEREFORE, the undersigned counsel for the defendant,
Lewis Cagle, Jr., respectfully motion the Court that they be
allowed to inspect the said minutes.

/s/ William J. Garvey

/s/ David J. Courney
Attorneys for defendant,
Lewis Cagle, Jr.

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UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

VS

NO. 12583 CRIMINAL

ROBERT CARL PARKER
LEWIS CAGLE, JR.
GEORGE JR. MOODY

OBJECTIONS TO ARRAIGNMENT

The defendant Lewis Cagle, Jr. through his attorneys, William J. Garvey and David J. Conroy, makes the following objections to arraignment pursuant to an Order of Court dated January 12, 1955:

1. The arraignment is premature in view of the fact that the matter is *lis pendens* and the proceedings instituted before Andrew A. Leiser, Jr. U.S. Commissioner, Lewisburg, Pennsylvania to Docket No. 2 case No. 200 has not been disposed of and is still open and pending.

2. The arraignment is premature in view of the fact that counsel for defendant Lewis Cagle, Jr. are unable to determine if the said defendant Lewis Cagle, Jr. is capable of understanding the proceedings or properly to assist in his own defense.

/s/ William J. Garvey

/s/ David J. Conroy
Attorneys for Defendant
Lewis Cagle, Jr.

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

VS.

NO. 12583 CRIMINAL

ROBERT CARL PARKER
LEWIS GAGLE, JR.
GEORGE JR. MCCOY

MOTION BY DEFENDANT TO DISMISS INDICTMENT AND
FOR AN INSPECTION OF THE MINUTES OF THE GRAND JURY

The defendant Robert Carl Parker through his Attorneys
Murray M. Myers and Roger Mattes, moves that the indictment be dis-
missed on the following grounds:

1. The indictment does not state facts sufficient to con-
stitute an offense against the United States.

2. The indictment does not state which one of the accused
allegedly committed the criminal act.

3. The indictment does not describe the offense and parti-
cular act or acts of the defendant with such certainty that the de-
fendant Robert Carl Parker may know the nature and causes of the
accusation and prepare his defense thereto; all in violation of the
Sixth Amendment of the Constitution of the United States.

4. The Grand Jury which returned the Indictment was not
in accordance with law in that the panel was selected so as to
include only residents of Wayne, Pike, Monroe, Carbon, Luzerne, Lack-
awanna, Schuylkill, Wyoming and Bradford Counties and to exclude
residents of the remaining twenty-three Counties forming the Middle
District of Pennsylvania.

5. A True Bill was returned during the pendency of a criminal
proceeding for the same offense charged in the True Bill, which pro-
ceeding is pending in United States District Court at Lewisburg.

UNITED STATES OF AMERICA

VS.

NO. 12583 CRIMINAL

ROBERT CARL PARKER
LEWIS GAGLE, JR.
GEORGE JR. MCCOY

MOTION BY DEFENDANT TO DISMISS INDICTMENT AND
FOR AN INSPECTION OF THE MINUTES OF THE GRAND JURY

The defendant Robert Carl Parker through his Attorneys
Murray M. Myers and Roger Matten, moves that the indictment be dis-
missed on the following grounds:

1. The indictment does not state facts sufficient to con-
stitute an offense against the United States.

2. The indictment does not state which one of the accused
allegedly committed the criminal act.

3. The indictment does not describe the offense and parti-
cular act or acts of the defendant with such certainty that the de-
fendant Robert Carl Parker may know the nature and causes of the
accusation and prepare his defense thereto; all in violation of the
Sixth Amendment of the Constitution of the United States.

4. The Grand Jury which returned the Indictment was not
drawn in accordance with law in that the panel was selected so as to
include only residents of Wayne, Pike, Monroe, Carbon, Luzerne, Lacka-
wanna, Berks, Schuylkill, Wyoming and Bradford Counties and to exclude
residents of the remaining twenty-three Counties forming the Middle
District of Pennsylvania.

5. A True Bill was returned during the pendency of a criminal
proceeding for the same offense charged in the True Bill, which pro-
ceeding is docketed in United States District Court at Harrisburg.

Pennsylvania Number 2, as case Number 200 which resulted in the defendant, Robert Carl Parker being denied the right of appearing before a United States Commissioner without unnecessary delay, being denied the right of being informed by said Commissioner of the Complaint against him, being advised of his right to counsel, his right to have a preliminary examination and further the right of being informed by said Commissioner that he is not required to make a statement and that any statement made by the defendant may be used against him. All said actions being in contravention and deprivation of defendant's rights resulting by the Fifth and Sixth Amendments of the Constitution of the United States.

6. The indictment was founded solely upon incompetent evidence unlawfully obtained i.e. statements made by the co-defendants not in the defendant Robert Carl Parker's presence and statements of defendant, Robert Carl Parker, obtained involuntarily by coercion and threat.

The defendant, Robert Carl Parker, by his Attorneys Moray M. Myers and Roger Hittes further moves for an Order permitting him to inspect the minutes of the Grand Jury for the United States District Court for the Middle District of Pennsylvania so far as they relate to the proceedings resulting in the return of the indictment herein for the reason that:

1. The indictment was founded solely upon incompetent evidence unlawfully obtained i.e. statements made by the co-defendants not in the defendant Robert Carl Parker's presence and statements of de-

70-22845

fundant, Robert Carl Parker, obtained involuntarily by coercion
and duress.

/s/ Morey M. Myers

/s/ Roger Mattes
Attorneys for Defendant
ROBERT CARL PARKER

DATE January 14, 1968

105-20

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

VS.

ROBERT CARL PARKER
LEWIS GAGLE, JR.
GEORGE JR. MCCOY

NO. 12583 ORIGINAL

OBJECTIONS TO ARRAIGNMENT MADE PURSUANT
TO ORDER OF COURT

The defendant, Robert Carl Parker, through his
Attorneys, Mervyn M. Myers and Roger Mattes, makes the following
objections to arraignment pursuant to an Order of Court dated
January 12, 1953:

1. The arraignment is premature without prior
disposition of the criminal proceeding instituted before United
States Commissioner, Andrew A. Leiser, Jr., Lewisburg, Pennsylv-
ania which said proceeding appears in United States Commissioner's
Docket No. 2, as case 209.

2. The arraignment is premature without production
by the United States of certain information under its exclusive
control which information was requested by letter on January 6, 1953.
Said letter is attached hereto, incorporated by reference and identified
as defendant, Robert Carl Parker's "Exhibit A" said information is
necessary for defendant's right of assistance of counsel as provided
by law.

/s/ Mervyn M. Myers

/s/ Roger Mattes
ATTORNEY FOR DEFENDANT
ROBERT CARL PARKER

DATE JANUARY 14, 1953

70-22845-

EXHIBIT "A" OF DEFENDANT
ROBERT CARL PARKER

J. Julius Levy, Esquire,
United States Attorney,
Federal Building
Scranton, Penna.

January 6, 1935

Sir:

Demand is made upon the United States of America for the production and permission to examine, copy by photostatic and other measures the following books, papers, documents, and tangible objects which are material for the preparation of the defense of Robert Carl Parker and in the possession of the United States:

1. All statements, alleged confessions or admissions made by any and all of the defendants in regard to the alleged assault of William W. Remington.

2. Complete prison files of all defendants including but not limited to physical, medical, mental and psychiatric reports and records; all disciplinary reports and records; all requests made by any and all defendants for reassignment of prison job, transfer of institution, education, vocation, interview and any and all other requests made by any and all of the defendants to the prison authorities, and disposition made of such requests; previous criminal records if any and places of confinement of all the defendants prior to November 22, 1934.

3. Complete files of any or all of the defendants in other places of confinement containing but not limited to the information requested in Paragraph two.

4. List of all inmates transferred from the United States Northeastern Penitentiary to any other place of confinement including the date, number, place to which transferred, reason for transfer, and present whereabouts from November 22, 1933 to date.

5. List of all inmates discharged or released from November 22, 1934 to date including name, number, and present whereabouts and address.

6. List of all employees and personnel transferred from United States Northeastern Penitentiary to any other correctional institution from January 1, 1933 to date, the reason for said transfer, the place of transfer and present address of each transferee.

7. List of all employees or personnel of the United States Northeastern Penitentiary discharged, released, or resigned, the reason given for leaving the employment and the present address of the person or persons from January 1, 1933 to date.

7. All correspondence from inmate William W. Remington to any and all persons which was withheld and confiscated by the prison authorities.

Demand is also made upon the United States for the delivery, unopened, of all confidential material of Robert Carl Parker including a certain sealed envelope which was seized by the agents of the United States containing statements and documents prepared by the defendant at the request of his counsel for use in his defense.

Yours very truly,

Harvey E. Myers

Roger Mitten
Attorneys for Robert Carl Parker

January 8, 1938, Received copy of the within letter.

(s) J. Julius Levy
U.S. Attorney

20-22615

77

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

FD-36

Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Harbo
Mr. Mohr
Mr. Parsons
Mr. Rosen
Mr. Tamm
Mr. Sizoo
Mr. Winterrowd
Mr. Holloman
Mr. Gandy

AIRTEL

Transmit the following Teletype message to: BUREAU (70-22845) - ENCL

PHILA. 1/13/55

DIRECTOR

GEORGE JUNIOR MC COY, WAS, ET AL, WILLIAM WALTER REMINGTON - VICTIM, CGR -
MURDER, IFPL. REQUAINTEL 1/11/55. ENCLOSED ARE AMENDED PAGES 1C, 2 AND 3A.
ALSO ENCLOSED ARE ADDITIONAL PAGES 21a, 34a AND 34b. THE BUREAU IS REQUESTED
TO INSERT THESE PAGES IN PHILA. REPORT OF SA [REDACTED] 1/10/55. USA'S
COPY AND PHILA. COPIES CORRECTED.

b7c

MC CASE

END
JPP:ERG
70-523
(3-BU;1-PH)

G.I.R.-9

2 ENCL. 1/13/55
(12/1/55) T.K.
1-17-55

RECORDED 118

Mr. Rosen

70-22845-22
JAN 14 1955

78

55 JAN 26 1955

Approved: [Signature]
Special Agent in Charge

CONSOLIDATION
70-22845-28

Office Memorandum • UNITED STATES GOVERNMENT

DATE: Jan. 10, 1955

Mr. Rosen

Mr. Winterrowd

SUBJECT:

GEORGE JUNIOR MC COY, WAS.
ROBERT CARL PARKER, WAS.; LEWIS CAGLE, JR., WAS.;
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER
IRREGULARITIES IN FEDERAL PENAL INSTITUTION

This memorandum is prepared to set forth in a brief, succinct manner the background, extent of investigation, and collateral matters uncovered during this murder investigation.

BACKGROUND:

Remington, an inmate at the United States Penitentiary (USP), Lewisburg, Pennsylvania, and the former Department of Commerce official who was convicted of perjury in the Southern District of New York in January, 1953, and sentenced on 2-4-53 to three years imprisonment, was assaulted at this penitentiary on the morning of 11-22-54. He was struck in the head with a brick encased in a sock several times and died as a result of this assault on the morning of 11-24-54.

The three captioned subjects are inmates and roommates of this penitentiary serving time for a violation of the Interstate Transportation of Stolen Motor Vehicle Statute. Parker admits being in Remington's room with the other two subjects when the assault took place but maintains the purpose of going to Remington's room was to steal commissary items and Remington was to be assaulted only if he awoke from his sleep. Cagle confirms Parker's understanding but admits the assault on Remington was a preconceived plan on his and McCoy's part. McCoy confirms Cagle's statement that the assault on Remington was a preconceived plan on his and

11-24-54, a complaint was filed before the United States District Court at Lewisburg, Pennsylvania, charging the three subjects with a violation of Section 1111, Title 18, U. S. Code (Murder of a Government Reservation) and on 12-1-54, the three subjects were indicted by a Federal Grand Jury, Scranton, Pennsylvania, charging them with a violation of this section in that they, with premeditation and malice aforethought, murdered Remington. The subjects were originally scheduled for arraignment on 12-13-54; however, due to a motion on the part of the defense attorneys, the U. S. District Judge granted a continuance for the arraignment until 1-14-55.

Mr. Nichols

Mr. Rosen

Mr. McCoy

Mr. Parker

13 JAN 20 1955

Tolson
Boardman
Belmont
Clegg
Glavin
Ladd
Nichols
Rosen
Tracy
Harbo
Mohr
Winterrowd
Tele. Room
Holloman
Gandy

70-22845-79

1-24-55

Memorandum to Mr. Rosen

TEXT OF INVESTIGATION:

Upon notification by prison officials of this assault an investigation was immediately instituted and services of five Bureau Agents were utilized under the on-the-spot supervision of SAC McCabe. The investigation appears to be all inclusive and ten inmates of this penitentiary were interviewed in addition to the three subjects. Numerous officials of this penitentiary were likewise interviewed during the investigation and three lengthy investigative reports have been submitted by the Philadelphia Office since the inception of this case.

Since Cagle is a juvenile, interviews of officials of other Federal prisons where Cagle has been incarcerated were made to determine his background. He is described by the officials at the National Training School for Boys, Washington, D. C., where he had been previously incarcerated, as engaging in strong-arm activities, having a "nasty" temper, and not being exceptionally clever. He is described by the officials at the Federal Reformatory, Chillicothe, Ohio, where he was previously incarcerated, as a hard individual who generally associated with a group that needed watching and gave the impression of being easily lead and capable of physical violence.

One [redacted] possibly a former inmate at the USP, Lewisburg, Pennsylvania, in 1947, reportedly informed Cagle's father that Cagle did not commit this murder but that he, [redacted] knew the identity of the murderer. Investigation was conducted by several field offices to locate [redacted] and an individual believed identical with [redacted] has been located and denies any knowledge of this crime. b7c

COLLATERAL MATTERS:

Two contraband knives were located in the subjects' room during this investigation. Parker admits ownership of one knife and claims McCoy owns the second knife. This is a violation of the Irregularities in Federal Penal Institutions Statute. Bureau Agents were advised that during late October, 1954, McCoy and Cagle had an altercation and McCoy hit Cagle over the head with a bed rod requiring Cagle's hospitalization. Parker admits stealing commissary items from Remington's room prior to the three subjects' entering his room when the assault took place.

The U. S. Attorney has withheld his prosecutive opinion relative to the two knives and the larceny by Parker and advised it appears the case against Cagle has a self-defense angle and desires no further investigation in that regard. The court-appointed attorney for Cagle is William J. Garvey who is a former Special Agent of the Bureau employed from 1-19-42 until his resignation on 12-7-45.

On 12-4-54 Drew Pearson quotes one John Staples in his column "The Washington Merry-Go-Round" who indicates Remington was killed because of a sex deal and made mention of various sex practices at this penitentiary.

Memorandum to Mr. Rosen

b7c

[REDACTED]

The wife of Remington made available to the press through her attorney several letters written by Remington prior to his death. Photo-stats of these letters, excerpts of which received widespread publicity, were obtained by the Bureau and disseminated to the Department and the Bureau of Prisons on 12-22-54. These letters, mainly personal in nature and which were approved by the prison censor, indicates Remington infers that there were cliques at this prison who did not particularly like Remington's roommates. He also indicates in these letters that his roommates had been burglarized of pipes, candy, and other commissary items and further indicates that on one occasion they returned to their room and discovered a mattress on fire. On another occasion he indicates that not only were his roommates "hit by thieves" but likewise his own locker had been broken into.

One roommate of Remington on 11-25-54 advised a Bureau Agent that Remington indicated concern for his personal safety prior to the assault on Remington. On 11-29-54, ASAC Brown of Philadelphia was alerted to obtain and report any collateral matters obtained during this investigation which might relate to the general conditions and practices at this penitentiary.

This is for your information and it is noted the Bureau file relative to this case and the three Interstate Transportation of Stolen Motor Vehicles files relative to the three subjects are available in Room 4704 for ready reference.

[REDACTED]

Pursuant to your instructions, Mr. Price and I have reviewed the file and the investigation conducted, and we feel that this matter has received thorough investigation.

apt

Celler Plans Quiz on Death Of Remington

Representative Emanuel Celler (D-N.Y.) will meet next week with Prison Director James V. Bennett to discuss the November death of William W. Remington at Lewisburg (Pa.) Federal Prison.

Remington, 37, former Commerce Department economist serving a term for perjury, died as a result of a beating by fellow prisoners, including a former District resident.

Celler yesterday said he wanted to hear Bennett's version of the attack on Remington. Celler will become chairman of the House Judiciary Committee when the House reconvenes after the December adjournment.

Mr. Tolson
Mr. E.A. Tamm
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Coffey
Mr. Hendon
Mr. Jones
Mr. Quinn
Mr. Nease
Mr. Gurnea
Mr. Harbo
Mr. Mohr
Mr. Pennington
Mr. Nease
Mr. Sizoo
Mr. Winterrowd
Tele. Room
Mr. Holloman
Miss Gandy

Winterrowd 10/15

70-21845

Mr. Post and
Miss Gandy
Mr. Sizoo
Mr. Winterrowd
Mr. Nease
Mr. Gurnea
Mr. Harbo
Mr. Mohr
Mr. Pennington
Mr. Nease
Mr. Rosen
Mr. Glavin
Mr. Clegg
Mr. E.A. Tamm
Mr. Tolson

Remington Death Suspect Calls Confession Forced

LEWISBURG, Pa., Jan. 24 (AP) — Defense counsel charged in United States District Court today that one of three convicts charged with murder in the bludgeon slaying of William W. Remington, 27, former government economist, was "coerced" into confessing a part in the slaying.

Roger Mattes, Scranton, Pa., a court-appointed attorney for Robert Carl Parker, 21, Washington, D. C., told Judge Frederick V. Feltner, in arguments on a motion to quash the murder indictment:

"The statement was taken under duress and coercion."

Mattes said he referred to "the FBI or the powers that be."

J. Julius Levy, United States attorney, immediately denied Mattes' statement. "I have never heard such a story as this," he said.

they obtained a confession by coercion," he told the court. Parker, along with Lewis Cagle, 17, Chattanooga, Tenn., and George Junior McCoy, 24, Grundy, Va., were indicted by a United States grand jury at Scranton. The indictments came after the grand jury investigated Remington's death on November 24, two days after he was found beaten in his quarters at the Lewisburg federal penitentiary.

Judge Feltner, after listening to all-day arguments, continued the case until February 2.

Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Harbo
Mr. Mohr
Mr. Parsons
Mr. Rosen
Mr. Tamm
Mr. Sizoo
Mr. Winterrowd
Tele. Room
Mr. Holloman
Miss Gandy

Priddy
6-11-47

mail this down

70-27845-30
RECORDED
INDEXED

70-27845-30

70-27845-30

RECORDED
INDEXED

70-27845-30

RECORDED
INDEXED

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 2 1955

TELETYPE

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

WASHINGTON 5 FROM PHILADELPHIA 1-24-55

7-19 PM

DIRECTOR.....D E F E R R E D

CRIME and Government Records, Inc. - 1000 15th St. N.W. - Washington, D.C.
GEORGE JUNIOR MC COY, ET AL, CGR - MURDER, IFPI. ARGUMENTS FOR MOTION
FILED BY DEFENDANTS THROUGH THEIR COUNSEL HEARD THIS DATE BEFORE
HONORABLE JUDGE FEDERICK B. FOLLMER, MDPA., LEWISBURG, PA., AND HEARING
CONTINUED UNTIL THURSDAY, FEBRUARY THIRD, NEXT, FOR ANY REBUTTAL
AND POSSIBLE ARRAIGNMENT OF SUBJECTS. COUNSEL FOR PARKER ALLEGED
COERCION AND DURESS ON PART OF FBI AND BUREAU OF PRISONS IN THE OBTAIN-
ING OF STATEMENTS FROM PARKER SINCE PARKER RETAINED IN "HOLE" AT
INSTITUTION AND ALLEGEDLY PROMISED THAT HE WOULD BE REMOVED FROM "HOLE"
IF HE DID MAKE STATEMENTS. J. JULIUS LEVY, USA, MDPA., REPUDIATED THIS
ALLEGATION TO WHICH JUDGE FOLLMER CONCURRED. INFO RECEIVED FROM [REDACTED]
[REDACTED] U. S. PROBATION OFFICER, LEWISBURG, PA., CONFIDENTIALLY
THAT IN HIS OPINION JUDGE FOLLMER WOULD SUBSEQUENTLY OVERRULE ALL
MOTIONS. BUREAU WILL BE KEPT ADVISED.

b7c

70-22845-818
RECORDED-41
MC CASE
1-25-55

JAN 25 1955

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 25 1955

TELETYPE

Mr. Tolson _____
Mr. Belmont _____
Mr. Harbo _____
Mr. Mohr _____
Mr. Parsons _____
Mr. Rosen _____
Mr. Tamm _____
Mr. Sizoo _____
Mr. Winterrowd _____
Tele. Room _____
Mr. Holloman _____
Miss Gandy _____

WASHINGTON 6 FROM PHILADELPHIA

1-25-55

11-41 PM

DIRECTOR.....U R G E N T

GEORGE JUNIOR MC COY, ET AL, CGR-MURDER, IFPI. RE TELEPHONE CALL TO INSPECTOR WINTERROUD THIS DATE. SUBJECT ROBERT CARL PARKER WAS INTERVIEWED BY SAS [REDACTED] AND [REDACTED] ON NOVEMBER TWENTY TWO, NINETEEN HUNDRED FIFTY FOUR FROM EIGHT TWENTY PM TO EIGHT FORTY FIVE PM IN PRESENCE OF ASSOCIATE WARDEN JOHN C. TAYLOR, USP, LEWISBURG, IN TAYLOR-S OFFICE. PARKER REINTERVIEWED BY SAS [REDACTED] AND [REDACTED] ON NOVEMBER TWENTY THIRD, NINETEEN HUNDRED FIFTY FOUR FROM THREE FORTY PM TO FIVE THIRTY PM IN TAYLOR-S OFFICE. ON NOVEMBER TWENTY FOUR, NINETEEN HUNDRED FIFTY FOUR FROM EIGHT THIRTY PM TO ELEVEN PM PARKER REINTERVIEWED BY SAS [REDACTED] AND [REDACTED] IN OFFICE KNOWN AS "LIEUTENANT-S OFFICE" LOCATED A SHORT DISTANCE FROM TAYLOR-S OFFICE. PARKER REINTERVIEWED ON NOVEMBER TWENTY FIVE, NINETEEN FIFTY FOUR, FROM TWO PM TO FOUR PM BY SAS [REDACTED] AND [REDACTED] IN THE "LIEUTENANT-S OFFICE." AT BEGINNING OF ALL INTERVIEWS PARKER WAS ADVISED OF HIS CONSTITUTIONAL RIGHTS. NO THREATS OR PROMISES WERE MADE TO HIM BY INTERVIEWING AGENTS OR PRISON OFFICIALS. NONE OF THE AGENTS HAVE PERSONAL KNOWLEDGE OF PARKER-S QUARTERS. THE INTERVIEW OF NOVEMBER TWENTY TWO HOWEVER, USUALLY AN INMATE WHO VIOLATES A PRISON REGULATION IS PLACED BY PRISON OFFICIALS IN EITHER PUNITIVE OR ADMINISTRATIVE SEGREGATION FOR SELF-PROTECTION OR PUNISHMENT. THIS IS AN ADMINISTRATIVE FUNCTION OF THE BUREAU OF PRISONS OVER WHICH THE FBI HAS NO CONTROL. THE "HOLE" ACCORDING TO

PAGE TWO

PLACE IN THE INSTITUTION WHICH HAS FORCED AIR VENTILATION. EACH CELL LOCATED IN PUNITIVE SEGREGATION IS APPROXIMATELY SIX FEET BY EIGHT FEET IN SIZE, CONTAINING AN OUTSIDE WINDOW, DOOR, WASH BASIN, COMMODE, AND MATTRESS. ON ONE SEVENTEEN FIFTYFIVE COPIES OF MOTIONS FILED BY ATTORNEYS CHARGING COERCION IN OBTAINING SIGNED STATEMENT FROM PARKER WERE RECEIVED AND ON ONE EIGHTEEN FIFTYFIVE COPIES WERE FORWARDED TO THE BUREAU. ON JANUARY TWENTY, NINETEEN HUNDRED FIFTY FIVE, HONORABLE FREDERICK C. FOLLMER, JUDGE, MDPA., LEWISBURG, CALLED SA [REDACTED] TO HIS OFFICE AND ADVISED HIM THAT ARGUMENTS ON MOTIONS FILED BY SUBJECTS WOULD BE HEARD BEFORE HIM IN OPEN COURT, LEWISBURG, ON JANUARY TWENTY FOUR, NINETEEN HUNDRED FIFTY FIVE. HE ADVISED THAT ONE OF THE MOTIONS FILED BY PARKER INDICATED THAT STATEMENTS WERE OBTAINED INVOLUNTARILY BY DURESS AND COERCION AND REQUESTED THAT SA [REDACTED] AND SA [REDACTED] BE PRESENT ON JANUARY TWENTY FOUR, LAST, IN CASE IT WAS NECESSARY TO TAKE TESTIMONY TO REFUTE ANY ALLEGATIONS AGAINST FBI. JUDGE FOLLMER WAS ADVISED THAT BOTH AGENTS WOULD BE PRESENT AND REFUTE ANY ALLEGATIONS MADE AGAINST FBI. PRIOR TO THE HEARING ON JANUARY TWENTY FOUR, LAST, THIS MATTER WAS DISCUSSED WITH J. JULIUS LEVY, USA, MDPA, BY AGENTS [REDACTED] AND [REDACTED] AND HE STATED THAT SINCE THIS WAS A PRE TRIAL HEARING NO TESTIMONY COULD BE TAKEN TO REFUTE ANY ALLEGATIONS INASMUCH AS STATEMENTS SUBMITTED BY THE SUBJECTS WOULD HAVE TO BE INTRODUCED AND INSPECTED BY THE DEFENSE COUNSEL WHICH IN MR. LEVY'S OPINION WOULD PREJUDICE THE GOVERNMENT'S CASE. LEVY PROMISED THAT IF ANY ALLEGATIONS MADE AGAINST FBI, HE WOULD REPUDIATE ANY AND ALL IN OPEN COURT. DURING THE ARGUMENTS ON THE PRE TRIAL MOTIONS FILED BY PARKER, SAs [REDACTED] AND [REDACTED], WHO WERE PRESENT, RECALLED THAT PARKER'S ATTORNEY ROGER [REDACTED]

END PAGE TWO

PAGE THREE

MATTES STATED SPECIFICALLY THAT THE EVIDENCE PRESENTED TO THE GRAND JURY WHICH RETURNED INDICTMENT WAS BASED SOLELY ON INCOMPETENT EVIDENCE OBTAINED FROM PARKER BY COERCION AND DURESS. AT THIS POINT, JUDGE FOLLMER REMINDED MATTES THAT THIS WAS A VERY SERIOUS CHARGE AND MADE INQUIRES AS TO WHETHER OR NOT MATTES WAS MAKING AN ALLEGATION AGAINST THE FBI. MATTES STATED HE WAS AND EXPLAINED THAT PARKER WAS PLACED IN THE "HOLE" BY THE BUREAU OF PRISONS AND HE ALLEGED THAT AGENTS INDUCED PARKER TO MAKE A STATEMENT ON PROMISES THAT HE WOULD BE RELEASED FROM THE "HOLE." AGENT [REDACTED] THEN CONTACTED AUSAS EDWIN M. KOSIK AND STEPHEN A. TELLER AND REQUESTED THEM TO HAVE MR. LEVY REPUDIATE THIS ALLEGATION IN OPEN COURT SINCE IT WAS FALSE AND NEWSPAPER REPORTERS WERE PRESENT. BOTH ASSURED AGENT [REDACTED] THAT THIS WOULD BE DONE AND SUBSEQUENTLY USA LEVY REPUDIATED THIS ALLEGATION IN OPEN COURT AND JUDGE FOLLMER 67C CONCURRED WITH LEVY-S REPUDIATION. AGENTS [REDACTED] AND [REDACTED] DO NOT RECALL THAT MATTES INDICATED IN OPEN COURT ON WHAT HE BASED ALLEGATION BUT LATER AFTER HEARING WAS OVER, AGENT [REDACTED] OVERHEARD HIM TELL ANOTHER ATTORNEY THAT HE BASED THIS ALLEGATION ON STATEMENT GIVEN TO HIM BY PARKER. JUDGE FOLLMER-S SECRETARY ADVISED CONFIDENTIALLY THAT IN ALL PROBABILITY THE TESTIMONY AT HIS HEARING WOULD NOT BE TRANSCRIBED. IT IS BELIEVED USA LEVY SUFFICIENTLY REPUDIATED THE ALLEGATION. INDICIES THIS OFFICE REFLECT NO IDENTIFIABLE INFO CONCERNING MOREY M. MYERS OR ROGER MATTES, PARKER-S COURT APPOINTED ATTORNEYS AND AS FAR AS THIS OFFICE HAS HAD NO PREVIOUS INFO ON EITHER. MATTES AND MYERS BOTH JUST OUT OF LAW SCHOOL AND NO ADDITIONAL INFO KNOWN THIS OFFICE. MATTES- FATHER, PHILIP MATTES IS LACKAWANNA COUNTY SOLICITOR AND DISTINGUISHED MEMBER LACKAWANNA COUNTY BAR, HAVING SERVED ON SEVERAL COMMITTEES. MATTES FATHER

END PAGE THREE

PAGE FOUR

WELL KNOWN TO USA LEVY WHO IS PRESIDENT OF LACKAWANNA COUNTY BAR ASSOCIATION. THERE APPEARS TO BE NO REASON WHY ROGER MATTES SHOULD NOT BE CONTACTED FOR SPECIFICS HOWEVER, IT IS RECOMMENDED THAT PRIOR TO DOING THE MATTER BE DISCUSSED WITH USA LEVY FOR HIS APPROVAL AND COMMENTS IN HANDLING GOVERNMENTS CASE. INQUIRY BEING MADE AS TO IDENTITY OF COURT REPORTER AND WHETHER ARGUMENTS AND REPUDIATION HAVE BEEN OF WILL BE TRANSCRIBED..

MC CABE

END AND ACK PLS

WA PH R 6 WA BU

TO DISC

REVISION

70-2-845

82

JANUARY 27, 1955

URGENT

SAC, PHILADELPHIA

70-22845-82
GEORGE JR. MOORE, WAS., ET AL, CON - MURDER, IFTI. MURTEL
JANUARY TWENTYFIVE, LAST, YOU SHOULD IMMEDIATELY HAVE APPROPRIATE
PRISON OFFICIALS CONTACTED AND ASCERTAIN IF PARKER WAS, IN FACT,
INCARCERATED IN THE "HOLE" SUBSEQUENT TO ADMISSION OF VIOLATION.
IF SO, ASCERTAIN IF HE HAS BEEN REMOVED FROM THE "HOLE", THE REASONS
FOR SUCH REMOVAL AND UNDER WHAT CIRCUMSTANCES. ASCERTAIN IF ANY
PRISON OFFICIALS MADE ANY PROMISES OR THREATS TO PARKER WHEN
BUREAU AGENTS NOT PRESENT. IN EVENT MATTER'S ALLEGATION HAS NO
BASIS IN FACT, BASED UPON INQUIRY AT PRISON, WITH THE AUTHORITY
OF U. S. ATTORNEY LEVY, MATTER SHOULD BE CONTACTED TO ASCERTAIN
SPECIFIC DETAILS AS TO BASIS FOR HIS ALLEGATION, PARTICULARLY
AS TO IDENTITY OF INDIVIDUALS MAKING PROMISES TO PARKER.
CONTACT COURT REPORTER AND OBTAIN COPY OF TRANSCRIBED MATERIAL
INSTANT MATTER TO MAKE CERTAIN ALLEGATIONS AGAINST BUREAU ARE
COMPLETELY REFUTED ON RECORD. ADVISE BUREAU RESULTS OF INQUIRY.

HOOVER

DIPE...

70-22845-82

70-22845

83

U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 27 1955

Assistant Attorney General
Samuel Glavin III

January 27, 1955

Director, FBI

①
JAMES JAMES MCCOY, with aliases;
ROBERT CARL PARKER, with aliases;
LEWIS GAGLE, Jr., with aliases;
WILLIAM MALONE REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - KIDNAP
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

There is attached hereto one photostatic copy of seven documents filed by the above-captioned subjects through their respective attorneys with the United States District Court, Middle District of Pennsylvania.

Your attention is specifically directed to the motion filed by the attorney representing defendant Robert Carl Parker to dismiss the indictment returned in this matter and for an inspection of the minutes of the grand jury. It is noted on page two of this motion that it is alleged "1. The indictment was founded solely upon incompetent evidence mischievously obtained i.e. statements made by the co-defendants not in the defendant Robert Carl Parker's presence and statements of defendant, Robert Carl Parker, obtained involuntarily by coercion and duress."

While Parker's attorney does not specifically mention this Bureau, several statements were obtained from Parker by Special Agents of this Bureau relative to the captioned matter. This Bureau is, therefore, making an inquiry into this allegation.

RECORDED - 79
INDEXED - 3

JAN 27 1955

JAN 28 1955

70-22845-83

8 FEB - 1955

Office Memorandum • UNITED STATES GOVERNMENT

Mr. Rosen

DATE: January 27, 1955

Mr. Price

SUBJECT: GEORGE JR. MCCOY, WAS.,
ROBERT CARL PARKER, WAS.,
LEWIS CAGLE, JR., WAS.;
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

G. I. R. - 9

Tolson
Belmont
Mohr
Parsons
Rosen
Tamm
Trotter
Tele. Room
Holloman
Gandy

An article in the "Washington Post - Times Herald" on 1/25/55 reflects that during arguments in the U. S. District Court, Lewisburg, Pennsylvania, on 1/24/55 relative to various motions filed by the defense attorneys of the captioned subjects, the attorney for subject Parker, Roger Watters, stated Parker's statement was taken under duress and coercion and that he referred to "the FBI or the powers to be." The Director instructed that this should be nailed down.

This is the case wherein the three captioned subjects, inmates of the U. S. Penitentiary, Lewisburg, Pennsylvania, assaulted victim Remington, the former Department of Commerce official who was serving a three year sentence following his conviction of perjury in New York in January, 1953, on 11/22/54. Remington died on 11/2/54. The subjects were indicted on 12/1/54 for a violation of Section 1111, Title 18, U. S. Code (Murder on a Government Reservation).

By teletype of 1/24/55 SAC McCauley, Philadelphia, advised Parker's attorney made his allegation of duress and coercion since Parker was retained in the "hole" at this institution and allegedly was promised he would be removed if he made a statement. U. S. Attorney J. Julius Levy, Middle District of Pennsylvania, refuted this allegation to which U. S. District Judge Frederick B. Folmer concurred. Information was confidentially received from the U. S. Probation Officer at Lewisburg, Pennsylvania, that Judge Folmer would subsequently overrule all motions filed in the U. S. District Court's opinion.

Brown, Philadelphia, was telephonically instructed on 1/27/55 to submit a teletype summary relative to this allegation immediately to the Bureau. He was further instructed that the Special Agents involved should furnish statements concerning this matter since undoubtedly this matter would come up again during the trial.

Attachment

RECORDED - 79

cc: Administrative Division

70-22845-84

18 JAN 31 1955

Memorandum to Mr. Rosen

By teletype of 1/25/55 SAC McCabe advised Parker was interviewed on four occasions, 11/22, 23, 24, 25/54. On each occasion he was advised of his constitutional rights (signed statements of Parker in Bureau reports reflect this fact). No threats or promises were made to him by interviewing Agents or prison officials and the interviewing Agents have no personal knowledge of the place of incarceration of Parker in the institution subsequent to the original interview, although it is usual for prison authorities to place an inmate who violates a prison regulation in either punitive or administrative segregation commonly called the "hole."

Copies of the motions filed by the defense attorneys were received by the Philadelphia office on 1/17/55, forwarded to the Bureau on 1/18/55 and received at the Bureau 1/24/55. On 1/20/55 Judge Folmer requested Bureau Agents be present on 1/24/55 during the arguments of the motions in view of Parker's attorney charging coercion and duress in case it was necessary to take testimony to refute any allegations against the FBI. Prior to these arguments U. S. Attorney Levy was contacted and stated no testimony could be taken to refute any allegations since the actual statements would have to be introduced and inspected by the defense counsel, which in Mr. Levy's opinion would prejudice the Government's case. Levy promised that if any allegations were made against the FBI he would repudiate such allegations in open court.

During the arguments Judge Folmer pointed out to attorney Mattes his allegation of coercion and asked if he meant the FBI. Mattes stated he did and stated the basis for his allegations as mentioned above. Mr. Levy refuted this allegation in open court. An Agent overheard Mattes subsequent to the hearing tell another attorney that he based his allegation on information given to him by subject Parker. Judge Folmer's secretary advised confidentially that in all probability the testimony at this hearing would not be transcribed.

RECOMMENDATIONS:

1. It is recommended that the attached teletype be forwarded to SAC, Philadelphia. He is instructed to contact appropriate prison officials and ascertain if Parker was, in fact, incarcerated in the "hole" subsequent to his admission of this violation and if so, if he was removed from the "hole" and the reasons for such removal and the circumstances. He is further requested to ascertain if any promises or threats were made to Parker when Bureau Agents were not present. In the event Mattes' allegation has no basis in fact, based on the inquiry at the penitentiary, with the authority of U. S. Attorney Levy, Mattes should be personally contacted to ascertain specific details as to the basis for his allegation of coercion and duress, particularly as to the identity of any individuals making any promises to Parker. He is instructed to advise the Bureau of the results of his inquiry. He is further instructed to contact the

Memorandum to Mr. Rosen

court reporter and obtain a copy of the transcribed material in this regard in order that the Bureau will be certain that any allegations against the Bureau are completely refuted on the record.

2. It is recommended that the attached memorandum to Assistant Attorney General Olney with copy designated for Mr. James V. Bennett, Director, Bureau of Prisons, to which ^{are} attached Photostats of the motions filed by the defense attorneys of the captioned subjects be forwarded. His attention is specifically directed to the allegation by Parker's attorney and advised that the Bureau is making an inquiry into this allegation.

[Handwritten: R, (off), 1/10, V., GR, 11, 1/10]

Office Memorandum • UNITED STATES GOVERNMENT

TO : MR. ROSEN *R*

DATE: January 25, 1955

FROM : MR. WINTERROW *W*

Calls 2:35 P.M.
7:22 P.M.

SUBJECT: GEORGE JUNIOR MC COY, ET AL
CRIME ON GOVERNMENT RESERVATION - MURDER
IRREGULARITIES IN FEDERAL PENAL INSTITUTION

3
Rosen _____
Boardman _____
Nichols _____
Belmont _____
Harbo _____
Mohr _____
Parsons _____
Rosen _____
Tamm _____
 Sizoo _____
Winterrowd _____
Tele. Room _____
Holloman _____
Gandy _____

While you were tied up on other matters, the writer telephonically called ASAC E. E. Brown of the Philadelphia Office in connection with the allegations made by the counsel, Roger Mattes, for Robert Carl Parker. These allegations were to the effect that the FBI and the Bureau of Prisons utilized coercion and duress in obtaining statements from Parker since Parker was retained in the "hole" at the institution and allegedly promised that he would be removed from the "hole" if he did make statements.

Brown was advised that the Bureau desired that complete facts in this phase of this matter must be obtained and "nailed down." He was told to immediately furnish a teletype summary in answer to the following questions and to follow up with a detailed air mail special delivery letter. The questions posed to Brown are as follows:

1. Was Parker incarcerated in the "hole" of the penitentiary when he was interviewed, and, furthermore, exactly what does the terminology "hole" mean?
2. Did Mattes make his statement alleging coercion and duress on the part of the FBI and Bureau of Prisons in open court or to the press? What action did Agents of the Philadelphia Office take to refute his allegations. It is indicated in the Philadelphia teletype that this statement was made in open court but it is not clearly set forth.
3. On what facts does Mattes base his statements of coercion and duress?
4. What specific in his accusation as to the identity of the persons using such coercion and duress?
5. How was the interview of Parker handled; under what conditions; and who was present?
6. Was any promises made to Parker on the part of either Bureau personnel or Bureau of Prisons personnel in order to have him make a statement?

RM/PH
cc Administrative Division

13 JAN 31 1955

70-22845-85

W

Memo to Mr. Rosen

7. Was his place of confinement in the penitentiary changed in any way by the Bureau of Prisons after he made his statements to Bureau Agents?
8. What are the recommendations of the Philadelphia Office relative to contacting Mattes for specific information relative to his accusation?
9. Has the Philadelphia Office had any dealings with Mattes and if so, what has been the relationship and the attitude of Mattes toward the Bureau?
10. Brown was further instructed to have statements from the records obtained from the Special Agents involved since undoubtedly this matter would come up again during the trial.
11. Brown was instructed to advise whether this matter has been completely repudiated and whether the record so reflects.

Action to be Taken:

As soon as the details from the Philadelphia Office are obtained, they will be analyzed and appropriate recommendations made.

70-22815-

85

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. Rosen *R* *SWB*

DATE: February 1, 1955

FROM : Mr. Price *JP*

SUBJECT: GEORGE JUNIOR MC COY, with aliases, ET AL
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER
IRREGULARITIES IN FEDERAL PENAL INSTITUTION

Tolson _____
Boardman _____
Belmont _____
Briggs _____
Clegg _____
Glavin _____
Ladd _____
Nichols _____
Rosen _____
Tracy _____
Harbo _____
Mohr _____
Parsons _____
Quinn Tamm _____
Nease _____
Winterrowd _____
Tele. Room _____
Holloman _____
Gandy _____

A motion filed before U. S. District Judge Frederick B. Pollmer, Middle District of Pennsylvania, on 1/24/55, by subject Parker's attorney, alleged that Parker's statement had been taken under duress and coercion.

This allegation has been denied by the Philadelphia Office and has been refuted in open court on 1/24/55 by U. S. Attorney Levy. This allegation was made in a statement made by Parker to his attorney. Philadelphia Office, by teletype of 1/27/55, was requested to obtain a copy of the transcript of the arguments held in the District Court, 1/24/55.

By teletype of 1/28/55 SAC, Philadelphia, advised that Judge Pollmer stated the court reporter had made notes on the arguments on 1/24/55 but that the transcript contains no testimony. Judge Pollmer stated that in his opinion, the allegation against the FBI was completely refuted on 1/24/55 and he considered the allegation as irrational statements by a young inexperienced attorney. The judge stated that he had no objection to the FBI obtaining a copy of the transcribed material if the FBI would pay the cost which is fifty-five cents per page and would run approximately 120 pages or a total cost of approximately \$66 to the Bureau.

RECOMMENDATION:

Since it could not be absolutely clear that any allegation against the Bureau has been completely refuted on the record without the transcript of the arguments, it is recommended that the Philadelphia Office be authorized to obtain a copy of the transcript of the arguments from the Bureau of approximately \$66. The Philadelphia Office is instructed to thoroughly review this transcript and make certain any allegation against the Bureau is completely refuted on the record and to furnish the Bureau with a copy of the transcript.

Attachment
100-114-100/10

161
cc - Mr. Rosen

RECORDED

EX-120

18 FEB 2 1955

70-22845-86

70-22845-86

70-22845-86

70-22845-86

61-23

February 2, 1955

Assistant Attorney General
Warren Olney III

Director, FBI

GEORGE JUNIOR MC COY, with aliases;
ROBERT CARL PARKER, with aliases;
LEWIS GAGLE, JR., with aliases;
WILLIAM WALTER REMINGTON - VICTIM
CRIME ON GOVERNMENT RESERVATION - MURDER
IRREGULARITIES IN FEDERAL PENAL INSTITUTIONS

Reference is made to this Bureau's memorandum of January 27, 1955, to which were attached Photostats of various motions filed by the above-captioned subjects through their respective attorneys with the United States District Court, Middle District of Pennsylvania. You were advised that this Bureau was making an inquiry into the allegation that the statement of subject Parker was obtained involuntarily by coercion and duress.

This inquiry has been made and the following is being made available to you for your information.

During the arguments heard before the Honorable Frederick B. Pollner, United States District Judge, for the Middle District of Pennsylvania, on January 24, 1955, Judge Pollner pointed out to subject Parker's attorney, one Roger Mattes, his allegation of coercion and duress and asked if he was referring to the FBI. Attorney Mattes replied that he was so referring to the FBI and stated the basis for his allegation was that Parker was retained in the "hole" of the United States Penitentiary, Lewisburg, Pennsylvania, and allegedly was promised he would be removed from the "hole" if he made a statement regarding this matter. 90-22845-8

RECEIVED
FBI
JAN 27 1955

90-22845-8

9

This allegation was brought in open court on January 24, 1955, by William J. Julius Levy, District Attorney of Pennsylvania. A Special Agent of this Bureau, present at the hearing before Judge Pollner, stated that he based his opinion on information given to him by subject Parker. He was advised that in his opinion, the allegation against the FBI was completely refuted on January 24, 1955, and considered the allegation as an irregularity caused by a young, inexperienced attorney.

150-117
RECORDED
INDEXED
JAN 27 1955
FBI
90-22845-8

For your further information subject Parker was interviewed on four occasions by Special Agents of this Bureau. On each occasion he was advised that he did not have to make any statement and any statement made by him could be used in a court of law against him. He was further advised that he was entitled to an attorney and no threats or promises were made to him by Special Agents of this Bureau. On January 20, 1955, Judge Pollner requested Special Agents of this Bureau to be present in the United States District Court on January 24, 1955, during the arguments of the motions submitted by the subject's attorneys in view of the allegation of Parker's attorney in the event it was necessary to take testimony to refute any allegations against this Bureau. Prior to these arguments, United States Attorney Levy stated no testimony could be taken to refute any allegations since the actual statements would have to be introduced and inspected by the defense counsel which, in Mr. Levy's opinion, would prejudice the Government's case.

Mr. Fred P. Wilkerson, warden, United States Penitentiary, Lewisburg, Pennsylvania, has advised Special Agents of this Bureau that neither he nor any of his officers to his knowledge made any threats or promises to Parker. He advised that in his opinion both prison officials and Special Agents of this Bureau "bent over backwards" to put subject Parker at ease during the various interviews held. He advised that none of the captioned subjects since November 22, 1954, have been in a tentative segregation status and no privileges have been denied them with the exception of being excluded from population. He advised that on December 29 and 30, 1954, Parker was placed in a "strip" cell located in the punitive administrative unit since he showed suicidal tendencies. However, this was done for his own protection.

cc: 1 - Mr. James V. Bennett
Director, Bureau of Prisons

70-1-15
82

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 28 1955

TELETYPE

Mr. Tolson	
Mr. E. A. Tamm	
Mr. Clegg	
Mr. Glavin	
Mr. Ladd	
Mr. Nichols	
Mr. Rosen	
Mr. Tracy	
Mr. Carson	
Mr. Egan	
Mr. Gurnea	
Mr. Harbo	
Mr. Mohr	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

WASHINGTON 6 FROM PHILADELPHIA

28

10-03 PM

DIRECTOR.....U R G E N T.....

GEORGE JOHNSON MC COY, ET AL, CGR-MURDER, IFPI, REURTEL JANUARY TWENTY SEVEN LAST. HONORABLE FREDERICK V. FOLLER, JUDGE, MDPA, LEWISBURG, PA., ADVISED THAT COURT REPORTER JOHN J. BUTLER, SCRANTON, PA., MADE NOTES ON THE ARGUMENTS ON MOTION HEARD BY HIM ON JANUARY TWENTY FOUR LAST. HE STATED HE REFUSED TO FURNISH TRANSCRIPT OF THE ARGUMENTS TO THE DEFENDANTS' COUNSELS SINCE NO TESTIMONY WAS TAKEN AND RECORDS ON THE ARGUMENT WOULD BE OF NO VALUE TO THEM. HE STATED HE HAD NO OBJECT-ION TO FBI OBTAINING COPY OF TRANSCRIBED MATERIAL IF COST AGREEABLE BY FBI, BUT WANTED IT THOROUGHLY UNDERSTOOD THAT THIS TRANSCRIPT WILL CONTAIN NO TESTIMONY. HE STATED IN HIS OPINION ALLEGATION AGAINST FBI COMPLETELY REFUTED ON JANUARY TWENTY FOUR LAST AND THAT HE CONSIDERED ALLEGATIONS AS IRRATIONAL STATEMENTS BY A YOUNG INEXPERIENCED ATTORNEY WHO ACCORDING TO RUMOR WAS APPOINTED BY JUDGE FOLLER AS ONE OF PARKER'S ATTORNEYS AT THE REQUEST OF THE ATTORNEY'S FATHER. HE STATED IN SUCH

70-22845-88

COURT REPORTER, SCRANTON

70-22845-88

PAGE THREE

UNTIL SEVEN P.M., DECEMBER SECOND LAST, WHEN REMOVED TO THIRD FLOOR OF
SAYE WING WHERE IS PRESENTLY QUARTERED FOR BETTER SUPERVISION. PHOTOS
AND DIMENSIONS OF CELLS IN PUNITIVE UNIT BEING OBTAINED AND WILL BE
FORWARDED TO BUREAU UNDER SEPARATE COVER. USA LEVY RECOMMENDS THAT
ATTORNEY MATES NOT BE CONTACTED BY BU AGENTS AS HE DOES NOT FEEL ANY-
THING COULD BE GAINED BY THIS CONTACT. BU REQUESTED TO ADVISE IF COPY
OF TRANSCRIBED MATERIAL SHOULD BE REQUESTED BECAUSE OF COST.

E CASE

END

ACK PLS

WA PH B & HA PL

IN DISC

70-22845

88

FEBRUARY 1, 1955

RECEIVED
TELETYPE

SAC, PHILADELPHIA

GEORGE JUNIOR MC COY, ET AL, COR, MURDER, IPPI. RELETTEL
JANUARY TWENTYEIGHT LAST. YOU ARE INSTRUCTED TO OBTAIN A
COPY OF THE TRANSCRIPT OF THE ARGUMENTS HEARD, USCC, JANUARY
TWENTYFOUR, LAST, AT COST TO BUREAU OF FIFTYFIVE CENTS PER
PAGE. UPON RECEIPT TRANSCRIPT SHOULD BE THOROUGHLY REVIEWED
TO MAKE CERTAIN ANY ALLEGATION AGAINST BUREAU IS COMPLETELY
REFUTED ON RECORD. FURNISH BUREAU WITH COPY OF TRANSCRIPT.

70-22845-88
RECORDED - 30

HCCVER

REC:fc

(8)

(Cover memo, Mr. Price to Mr. Rosen,
2-1-55, REG:lh/amm/fo)

70-22845

70-22845-88

70-22845

RECEIVED
FEB 1 5 37 PM '55

FEB 1 1955

REC:8

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JAN 3 1955

TELETYPE

Mr. Tolson
Mr. Boardman
Mr. Nichols
Mr. Belmont
Mr. Harbo
Mr. Mohr
Mr. Parsons
Mr. Rosen
Mr. Tamm
Mr. Sizoo
Mr. Winterrowd
Tele. Room
Mr. Holloman
Miss Gandy

WASH 2 FROM PHILA 1-31-55 1210 PM MOD

DIRECTOR.. URGENT

IRREGULARITIES IN FEDERAL PENAL INSTITUTION

GEORGE JUNIOR MC COY, ETAL, CGR - MURDER, IFPI. RMYTEL

TO BUREAU JAN. TWENTYEIGHT, FIFTYFIVE. SUBJECT CAGLE-S FILE

AT USP, LEWISBURG, PA., CONTAINS PHOTOSTATIC COPY OF LETTER

DATED DEC. TWENTYSIX, FIFTYFOUR WRITTEN BY CAGLE AND

DIRECTED TO HIS MOTHER MRS. L. H. CAGLE,

ST., CHATTANOOGA, TENN. FIRST PARAGRAPH READS AS FOLLOWS -

USA J. JULIUS LEVY, EDPA., REQUESTS THAT MRS. CAGLE BE CONTACTED
RE DISPOSITION OF ORIGINAL LETTER AND IF AVAILABLE THAT IT BE
OBTAINED IF POSSIBLE AND BE FORWARDED TO THE PH OFFICE BY POST

70-22845-89
RT.

b7C

63 FEB 1955

PG TWO

EXPEDITIOUS MEANS. SOURCE OF INFO SHOULD NOT BE DIVULGED.
KX HANDLE IMMEDIATELY AND SUTEL PRIOR TO ELEVEN O-CLOCK FEB.
THREE, FIFTYFIVE IF LETTER AVAILABLE.

MC CABE

KX ADVISED

END

. PH R 2 WA MS

70-22845-

on

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

Transmit the following Teletype message to: BUREAU (70-22845)

FBI PHILA. 1/27/55

DIRECTOR

GEORGE JUNIOR MC COY, WAS, ET AL, CGR - MURDER; INPT. ENCLOSED ARE TWO COPIES
OF MEMOS FURNISHED BY SAS [REDACTED] AND [REDACTED]
AS REQUESTED BY THE BUREAU.

MC CASE

END
JPP:EPG
70-523
(3-BU;1-PH)

Mr. Rosen

RECORDED - 87

18 FEB. 7 1955

70-22845-90

Office Memorandum

UNITED STATES GOVERNMENT

TO : SAC (70-523)

FROM : SA [REDACTED] b7C

DATE 1/27/55

SUBJECT: GEORGE JUNIOR MCCOY, ET AL
COR - MURDER, IFPI

The writer has no personal knowledge where subject PARKER was assigned to quarters at the Lewisburg Federal Penitentiary inasmuch as the subject was brought to the interview room at the start of the interview, 8:30 p.m. 11/24/54, and taken from the interview room, 11:00 p.m., at the conclusion of the interview with Bureau Agents, by prison officials.

The writer cannot define that area of the Lewisburg Penitentiary known as the "hole" as he has never been in that area and no one has described this area to him relative to the Lewisburg Penitentiary.

Inasmuch as the writer has not taken part in any of the Court or legal procedures in instant case to date he is unaware of what facts the attorneys base their allegations of coercion and duress on.

PARKER was reinterviewed by SA [REDACTED] and the writer between 8:30 pm 11/24/54 and 11:00 pm 11/24/54 in the office known as the "Lieutenants Office," located down the corridor from the Associate Warden JOHN C. TAYLOR's office. PARKER was advised of his constitutional rights at the beginning of the interview before he said anything, and there were no threats, force or promises made to PARKER to get him to give the voluntary statement that he gave at the conclusion of the interview. b7C

The interview log relative to instant interview reflects that PARKER was advised that he did not have to make a statement, however, any statement made by him could be used against him in a court of law at 8:30 p.m. He was advised of his right to have a lawyer at approximately 8:31 p.m. and the interview started approximately 8:32 p.m. Instant interview ended at 10:00 p.m. and the preparation of the voluntary statement was started by SA [REDACTED] b7C. Written statement was completed at 10:45 p.m. and PARKER read the statement between 10:50 and 10:55 p.m. Instant statement was signed and interview terminated at 11:00 p.m., at which time PARKER was returned to his quarters by prison officials.

The writer has no knowledge of any promises made to PARKER by any of the prison officials at Lewisburg, Pa., relative to this case. At no time during the interview did subject PARKER show any apparent distress or indicate in any manner that he suffered from lack of comfort.

70-22845-90

Office Memorandum • UNITED STATES GOVERNMENT

TO : SAC (70-523)

DATE 1/27/55

FROM : SA [REDACTED] b7c

SUBJECT: GEORGE JUNIOR MCCOY, ET AL
CGR - MURDER; IFPI

On 11/22/54 inmate ROBERT CARL PARKER was interviewed from 8:20 p.m. until 8:45 p.m. by the writer and SA [REDACTED] in the presence of JOHN C. TAYLOR, Associate Warden, United States Penitentiary, Lewisburg, Pa., for information concerning the identity of the assailants of inmate WILLIAM WALTER FARMINGTON, now deceased. The interview was conducted in the Associate Warden's Office and he denied participation or knowledge of the assault at this time. b7c

ROBERT CARL PARKER, subject in instant case, was reinterviewed in the office of the Associate Warden JOHN C. TAYLOR, United States Penitentiary, Lewisburg, Pa., on 11/23/54, from 3:40 p.m. to 5:30 p.m. by the writer and SA [REDACTED]. During this interview two signed statements were furnished by PARKER. b7c

PARKER was reinterviewed by SAs [REDACTED] and the writer on 11/24/54 from 8:30 p.m. to 11:00 p.m. in the office known as the "Lieutenant's Office" located down the corridor from TAYLOR's Office. During this interview one signed statement was furnished by PARKER. b7c

PARKER was reinterviewed by the writer and SA [REDACTED] on 11/25/54 from 2:00 p.m. to 4:00 p.m. in the "Lieutenant's Office" as mentioned above. During this interview one signed statement was furnished by PARKER which supplemented the statement furnished by him on 11/24/54. ✓

On 12/3/54 PARKER was exhibited the brick and rock by the writer in the presence of MARK S. RICHMOND, Associate Warden in the office of the Administration Orientation Section of the institution. This interview lasted approximately ten minutes.

At the beginning of all the above-mentioned interviews, PARKER was advised of his rights as set out in the preamble of the statements and no threats or promises were made to him by the writer or any of the Agents present or prison officials. All statements were furnished voluntarily by PARKER and at no time did he show any emotional distress.

The writer has no personal knowledge as to the quarters assignment for PARKER subsequent to the interview of 11/22/54; however, usually an inmate who violates a prison regulation is placed in either punitive or administrative segregation for self protection or punishment by the institution. It is pointed out that this is an administrative function of the institution, over which Agents of the FBI have no jurisdiction.

2 70-25145-70
ENCLOSURE

Memo SAC

The writer has not personally inspected the "hole," the name given by inmates for punitive segregation. It is understood from prison officials that punitive segregation is located in the basement of the hospital wing at the institution and is the only place in the institution which has forced air ventilation. According to the officials, each cell located in punitive segregation is approximately eight feet by ten feet in size containing outside window, door, washbasin, commode and mattress.

On 1/20/55 Honorable FREDERICK V. POLLNER, Judge, MIPA, Lewisburg, Pa., called the writer to his office and advised that the arguments on the motions filed by the subjects through their attorneys would be heard by him in open court at Lewisburg, Pa., on 1/24/55. He stated one of the motions filed by PARKER indicated that the statements were obtained involuntarily by duress and coercion. He stated in view of this he desired that the writer and SA [redacted] be present on 1/24/55 so that, if necessary, he could take testimony from the Agents to refute any allegations. The writer advised Judge POLLNER that the Agents would be present and if necessary would testify that all subjects were advised of their rights prior to each interview, that all statements were given voluntarily and no threats or promises were made to them. b7C

On 1/24/55 prior to the beginning of the arguments on motions this matter was discussed with J. JULIUS LEVY, United States Attorney, MIPA, by the writer and SA [redacted] and he stated that since this was a pre-trial hearing, no testimony could be taken to refute any allegations inasmuch as the statements furnished by the subjects would have to be introduced and inspected by defense counsel, which in Mr. LEVY's opinion would prejudice the government's case. He stated if any allegations were made against the FBI, he would repudiate any and all allegations in open court. b7C

During the arguments on the pre-trial motions filed by defendant PARKER through counsel on 1/24/55 to quash the indictment, the writer recalled that PARKER's attorney, ROGER MATTES, stated specifically that the evidence presented to the Grand Jury which returned the indictment was based solely upon incompetent evidence obtained from PARKER by coercion and duress. At this point Judge POLLNER stated that this was a very serious charge and inquired as to whether or not he was making an allegation against the FBI. MATTES stated that he was and explained that PARKER was placed in the "hole" by the Bureau of Prisons and he alleged that Agents induced PARKER to make a statement on the condition that he would be released from the "hole." Judge POLLNER stated that he was prepared to his that the FBI would have nothing to do with the assignment of PARKER to the "hole" and indicated that this would be a function of the Bureau of Prisons. MATTES then stated that the FBI and the Bureau of Prisons are under

Memo SAC

the same head and it would not make any difference who kept him in the "hole." The writer then contacted Assistant United States Attorney EDWIN M. KOSIK and later Assistant United States Attorney STEPHEN A. TELLER and requested them to have Mr. LEVY repudiate this allegation in open court since the allegation was false and newspaper reporters were present. Both assured the writer that Mr. LEVY would do this. Subsequently Mr. LEVY repudiated this allegation in open court, and Judge FOLLMER concurred with Mr. LEVY's repudiation.

The writer does not recall that Attorney MATTHEW made any statement in open court that would indicate on what he based the allegation against the FBI; however, the writer heard him say to another attorney after the hearing was over that he based this allegation on a statement given to him by PARKER.

The writer has never had any dealings with Attorney MATTHEW and has no recommendations to make as to whether or not he should be contacted for specific details concerning this allegation.

[REDACTED] Secretary to Judge FOLLMER, advised confidentially that in all probability no transcript would be made of the proceedings at the hearing on 1/24/55. b7c

Office Memorandum • UNITED STATES GOVERNMENT

TO : SAC (70-523)

DATE 1/27/55

FROM : SA [REDACTED] b7C

SUBJECT: GEORGE JUNIOR MCCOY, ET AL
COR - MURDER; IFPI

On 11/22/54 inmate ROBERT CARL PARKER was interviewed from 8:20 p.m. until 8:45 p.m. by SA [REDACTED] and SA [REDACTED] in the presence of JOHN C. TAYLOR, Associate Warden, United States Penitentiary, Lewisburg, Pa., for information concerning the identity of the assailants of inmate WILLIAM WALTER REMINGTON, now deceased. The interview was conducted in the Associate Warden's Office and he denied participation or knowledge of the assault at this time. b7C

ROBERT CARL PARKER was reinterviewed in the Office of Associate Warden JOHN C. TAYLOR, United States Penitentiary on November 23, 1954, from 3:40 p.m. until 5:30 p.m. by the writer and SA WAYNE G. HUNT. During this interview PARKER furnished two (2) signed statements.

PARKER was reinterviewed by SAs [REDACTED] and the writer on 11/24/54 from 8:30 p.m. until 11:00 p.m., in the office known as the "Lieutenant's Office" located down the corridor from Associate Warden TAYLOR's office. During this interview one signed statement was furnished by PARKER. b7C

PARKER was again reinterviewed by SA [REDACTED] and the writer on 11/25/54 from 2:00 p.m. to 4:00 p.m. in the "Lieutenant's Office" of said Penitentiary. During this interview one signed statement was furnished by PARKER, supplementing the statement furnished by him on 11/24/54.

At the outset of each of the above-mentioned interviews PARKER was specifically advised that he did not have to make any statement and that any statement made by him could be used in a court of law against him. In addition he was advised that he was entitled to counsel. No threats or promises were made to PARKER by the writer or anyone else sitting in on the interviews, and it should be noted that none of the interviews exceeded two and one-half hours, which time included the taking of the signed statements. PARKER gave the statements freely and voluntarily and at no time did he complain or exhibit any emotional distress. I would like to add that PARKER was friendly during all interviews and at no time did he exhibit a hostile attitude.

The writer has no personal knowledge as to the quarters assignment subsequent to the interview of 11/22/54; however, from past experience with institutions and contact with the Warden, I have been informed that an inmate who violates a prison regulation, the inmate is placed in segregation, punitive or administrative, for self-protection or punishment, which is an administrative function of the Bureau of Prisons over which FBI Agents have no control whatsoever. However, I have never suggested or indicated to Prison

70-22645-10

OPG:MB

(4)

ENCLOSURE

Wm SAC

authorities in this case or any other case, that an inmate should be placed in segregation, either punitive or administrative, nor have I ever heard any other Special Agent of the FBI suggest a quarters assignment for any inmate.

I have never personally examined punitive segregation quarters referred to by inmates as the "hole;" however, I have received information from the Warden at this institution that the "hole" is the only air-conditioned cell in the institution and that this cell is kept in a sanitary condition.

On 1/20/55, I was informed by SA [redacted] that Honorable FREDERICK V. FOLLMER, Judge, MIPA, Lewisburg, had requested the presence of the writer and SA [redacted] on 1/24/55 inasmuch as defense counsel for inmate PARKER had filed a motion with the court alleging that statements obtained by Agents from PARKER were obtained involuntarily by duress and coercion. Judge FOLLMER advised SA [redacted] that he wanted SA [redacted] and the writer present in the court and if necessary he would take testimony from SA [redacted] and the writer to refute the false allegation.

On 1/24/55 prior to the beginning of the arguments of motions the allegation pertaining to duress and coercion filed by defense counsel was discussed by the writer and SA [redacted] with J. JULIUS LEVY, United States Attorney for the Middle District of Pennsylvania, and he stated that since this is a pre-trial hearing, no testimony could be taken to refute the allegation inasmuch as statements furnished by PARKER to Agents would have to be introduced which then could be inspected by defense counsel and thereby prejudice the government's case. He stated if any allegations were made against personnel of the FBI he would repudiate any and all allegations in open court.

During the arguments of the pre-trial motions filed by defendant PARKER through counsel on 1/24/55 to quash the indictment I recall that PARKER's attorney, ROGER MATTES, stated specifically that the evidence presented to the Federal Grand Jury, which returned the indictment against PARKER, was based solely upon incompetent evidence obtained from PARKER by duress and coercion. At this point Judge FOLLMER stated that this is a very serious charge and inquired of the writer whether or not he was making an allegation against the FBI. The writer stated he was and explained that PARKER was placed in the [redacted] of the Bureau of Prisons and then alleged that Agents induced PARKER to make a statement on promises that he would be released from the "hole." [redacted] then contacted A. J. [redacted] and STEPHEN A. YELLER and requested them to have Mr. LEVY, who was arguing the motion, to repudiate this allegation in open court. Both [redacted] gave SA [redacted] assurances that Mr. LEVY would repudiate this false allegation in open court. Subsequently Mr. LEVY repudiated the allegation of duress and coercion in open court and Judge FOLLMER then stated if Mr. LEVY had not repudiated the statement he would have himself.

Memorandum

I do not recall on what basis Attorney MATTES made this statement but later overheard Attorney MATTES tell Attorney GARVEY that "this was not his statement but a statement made by PARKER."

I personally resent the allegation inasmuch as the allegation is absolutely false and without foundation, but feel the matter was handled by Mr. LEVY and Judge FOLMER as well as it could have been under the circumstances since no testimony could be taken during this pre-trial hearing on substantive matters.

In the event duress and coercion is alleged during the trial, I will immediately request to take the stand and repudiate same.

I have never had any dealings with Attorney MATTES but he is a young attorney who impresses me as being overzealous and apparently believes everything that PARKER has told him. I would hesitate to contact him on the basis of possible future reckless charges.

70-22845-

90

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

FEB 3 1955

TELETYPE

4.05 PM MCL

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

WA 1 FROM PHILADELPHIA 2/3/55

DIRECTOR, FBI URGENT

IRREGULARITIES IN FEDERAL
PENAL INSTITUTIONS

GEORGE JUNIOR MC COY, ET AL, CGR DASH MURDER, IFPI. MIDDLE DISTRICT OF PA.

MOTION THIS DATE BEFORE JUDGE FREDERICK V. FOLLMER, MDPA, LEWISBURG, PA., JUDGE FOLLMER STATED COPY OF TRANSCRIPT OF PROCEEDINGS ON JAN. TWENTYFOUR, FIFTYFIVE BE MADE AND FURNISHED TO COUNSELS FOR DEFENDANTS. LATER ATTORNEY ROGER MATTES, COUNSEL FOR PARKER, PRESENTED AFFIDAVIT OF SUBJECT PARKER, SWORN AND SUBSCRIBED ON FEB. THREE FIFTYFIVE TO COURT AND USA J. JULIUS LEVY, IN WHICH PARKER STATED THAT CERTAIN STATEMENTS WERE TAKEN FROM OTHER DEFENDANTS IN INSTANT CASE BUT NOT IN HIS PRESENCE. THAT CERTAIN OTHER STATEMENTS WERE OBTAINED FROM HIM BY DURESS AND COERCION AND AT TIME SUCH STATEMENTS WERE OBTAINED, HE WAS NOT ADVISED OF HIS CONSTITUTIONAL RIGHTS, HIS RIGHT NOT TO GIVE STATEMENT, AND ALSO AT THE TIME WHEN SAID STATEMENTS WERE TAKEN, HE WAS NOT TAKEN BEFORE THE USC DESPITE THE FACT THAT THERE HAD BEEN AMPLE OPPORTUNITY FOR DOING THAT. PARKER FURTHER STATED BEFORE SUCH STATEMENTS WERE TAKEN HE HAD BEEN HELD FOR A LONG PERIOD OF TIME IN A SEPARATE ROOM AND DISCIPLINARY CONFINEMENT, COMMONLY KNOWN TO AS THE "HOLE". UNQUOTE REPORTEDLY DUE TO HIS FAILURE TO MAKE SUCH STATEMENT. FURTHER, WHILE IN THE "HOLE" UNQUOTE, HE WAS DEPRIVED OF NUMEROUS OTHER THINGS. JUDGE FOLLMER THEN ASKED MATTES IF HE WAS MAKING AN ACCUSATION AGAINST THE FBI AGENTS MATTES DID NOT GIVE HIM A SPECIFIC ANSWER.

END PAGE ONE

70-22845-91

PAGE TWO

FINALLY, JUDGE FOLLMER ORDERED HIM TO ANSWER HIS QUESTION SPECIFICALLY AND THEN MATTES MOVED FOR A RECESS TO CONFER WITH SUBJECT PARKER, WHICH WAS GRANTED. DURING THIS RECESS, AGENT CONTACTED USA LEVY AND REQUESTED HIM TO REFUTE ANY DIRECT OR IMPLIED ACCUSATION AGAINST THE FBI WHICH MIGHT BE FORTHCOMING AND HE PROMISED THAT THIS WOULD BE DONE. AFTER RECESS, ATTORNEY MATTES ADVISED THE COURT AS FOLLOWS: ~~COERCION~~ IN ANSWER TO THE COURT-S QUESTION, WE CANNOT STATE TO ANY DEGREE OF CERTAINTY WHO GAVE THE ORDERS. WHAT WE CAN STATE AND WHAT WE HAVE STATED THAT THE STATEMENTS WERE TAKEN IS THAT THE CIRCUMSTANCES SURROUNDING THE STATEMENTS AMOUNTED TO COERCION AND THAT WE CAN INFER FROM THAT THAT SOME AGENCY, BE IT THE BUREAU OF PRISONS OR ANY OTHER AGENCY, MUST HAVE CONTRIBUTED TO IT. IN ADDITION, IT IS POSSIBLE THEY CONTRIBUTED IN VARYING AMOUNTS AND SOME OF THEM INNOCENTLY, BUT NET RESULT OF STATEMENTS BEING TAKEN UNDER COERCION REMAINS THE SAME. ~~COERCION~~.

100-22845-

91

PAGE THREE

USA LEVY THEN REFUTED THE IMPLIED ACCUSATION AGAINST THE FBI.
JUDGE FOLLMER IMMEDIATELY ORDERED SUBJECTS ARRAIGNED AND ALL
SUBJECTS ENTERED PLEAS OF NOT GUILTY. NO TRIAL DATE WAS SET.
COPY OF TRANSCRIPT OF PROCEEDINGS ON JAN. TWENTYFOUR FIFTYFIVE
BEING OBTAINED AND UACB COPY OF PROCEEDINGS THIS DATE WILL BE
OBTAINED AND FORWARDED TO BUREAU.

MC CABE

END ACK

PH R 1 WA CAF

DSC

70-22845- 1001

John Rosen

30
FBI, KNOXVILLE

8-3-75

8:45 A.M.

NY:JMS
(2)

SAC, PHILADELPHIA

URGENT

GEORGE JAMES MC COY, NEAL, ONE - MURDER, INCL. MURDER JAMES THOMPSON
LAST. MR. AND MRS. L. E. CAGLE CONTACTED FBI, TWO LAST AT [REDACTED]
[REDACTED], CHATTANOOGA, TENN., BY SAS [REDACTED] AND [REDACTED]

87C
[REDACTED] THEY VOLUNTARILY EXERCISED LEADERSHIP FROM LEADS WHICH TO
MRS. L. E. CAGLE WHICH BEARS LEADERSHIP BLOCK BEAT DEC. SEVENTEEN IN
WHICH HE STATES THAT NO ONE FORCED HIM TO DO WHAT HE HAD DONE, THAT
HE HAD A MIND OF HIS OWN. ALSO EXERCISED LEADERSHIP REFUSED TO BE
HEARD. THEY WERE REQUESTED TO TURN THESE LEADERS OVER BY AGENTS;
HOWEVER, FATHER OF LEADS CAGLE STATED WISHED TO CONSULT WITH ATTORNEY
PRIOR TO COMPLYING WITH AGENTS REQUEST. LEADS CONTACTED AGENT AND
STATED ATTORNEY HAD ADVISED HIM NOT TO FURNISH THE LEADS TO THE FBI.
END.

20-22843

20-22845-NR

NOT RECORDED

21 SEP 2 1975

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (70-22845)

DATE: 1/28/55

FROM : SAC, Philadelphia (70-523)

SUBJECT: GEORGE JUNIOR MCCOY, was, ET AL
COR - MURDER; IFPI

Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Winterrowd	
Mr. Nease	
Mr. Holloman	
Miss Gandy	

Enclosed for the Bureau is a copy of a letter by USA J. LEVY dated 1/25/55.

Because of the comments made by Mr. LEVY it is my recommendation that the Bureau send a letter of appreciation to Mr. LEVY.

RECEIVED - PHOENIX

JPP:ERG
Encl. (1)
(2-Bu;1-PH)

RECORDED - 10

104

RECEIVED

ENCL

let to Levy, name
2/13/55

70-22845-92

70-22845-

COPIES
EX-11

Washington, D.C.
January 25, 1935

Special Agent in Charge
Federal Bureau of Investigation
Philadelphia, Pennsylvania

Dear Sir:

I thought you might want to have a record of what I said in behalf of the F.B.I. in denying counsel's statement that the confessions in the Remington murder case were brought on through force and coercion by the F.B.I. I said this:

"The F.B.I. needs no defense before your Honor, who, as United States Attorney, knows this agency personally and well, or at the hands of the United States Attorney, the likewise through his many years of practice in the Middle District of Pennsylvania has had personal acquaintanceship with this great body of men."

The F.B.I. is not only a great agency of the Government, but it is one of the great institutions of the United States. I would like to paraphrase what the great English Statesman Disraeli said about "great institutions making nations" by saying that the great institution of the F.B.I. will help preserve this nation."

Sincerely,

J. JULIUS LEVY
United States Attorney

20-22845
JAN 26 1935
ENCLOSURE

20RDED

20RDED

My dear Mr. Levy:

Mr. N. H. McCabe, Special Agent in Charge of our Philadelphia Office, has brought to my attention your remarks concerning false accusations made against the FBI in the case of George Junior McCoy and others.

I could not let the opportunity pass without sending you this personal note of gratitude. You may be sure that my associates and I deeply appreciate your generous comments in this regard.

Sincerely yours,

J. Edgar Hoover

70-22845-92

2 cos - Philadelphia

b7c Reurlet 1/28/55, wfile 70-523

Note:

SA. He is the Senior SA at [redacted] as Clerk and 9/27/43 as [redacted]

Articles reflect cordial correspondence with Lewis. 1944

... a newspaper reply, was on 12/7/34. HMC

FEB 1 1955

CONFIDENTIAL

FEBRUARY 21, 1955

AIRTEL

SAC, PHILADELPHIA (70-523) (MAIL)

GEORGE JUNIOR MC COY, ET AL, CGR - MURDER, DPPI. REURTEL
2/3 LAST. ADVISE CURRENT STATUS, IF TRIAL DATE HAS BEEN SET,
AND ESTIMATED DATE TRANSCRIPT OF PROCEEDINGS USDO 1/24/55
AND 2/3/55 WILL BE RECEIVED AT BUREAU.

ROOVER

BUFILE 70-22845

REC: bmm *Brown*

(4)

RECORDED-815

70-22845-93

93

FEB 24 1955

MAILED 21

08

Office Memorandum

UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (70-22845)

DATE 2/24/55

FROM : SAC, PHILADELPHIA (70-523)

SUBJECT:

GEORGE JUNIOR MCCOY, et al
COR-MURDER, IFFI

Re mytel 1/28/55.

The following information concerning the cells used at the United States Penitentiary, Lewisburg, Pa., was furnished by Warden FRED T. WILKINSON:

PUNITIVE SEGREGATION STRIP CELL:

WINDOW

Length 11 Ft 6 1/2 Inches
Width 5 Ft 6 Inches
Cubical Contents 525 Cubic Feet

Width 2 ft 4 inches
Height 4 ft 1 inch

Sanitary facility consists of Oriental Type Toilet flushed from outside cell.

PUNITIVE SEGREGATION REGULAR CELL:

WINDOW

Length 11 Ft 11 Inches
Width 6 Ft
Height 8 Ft 5 Inches

Width 24 1/2 inches
Height 46 inches
Square inches 1127

Sanitary facilities consist of porcelain commode and lavatory, hot and cold water at all times.

ADMINISTRATIVE SEGREGATION CELL:

WINDOW

Length 11 Ft 1 1/2 Inches
Width 6 Ft
Height 9 Ft 11 Inches

Width 16 inches
Height 42 inches
Square inches 672

Sanitary facility consists of porcelain commode and lavatory, hot and cold water at all times.

STANDARD HOUSING CELL A, B, C, AND D CELL - HOUSES

WINDOW

Length 10 Ft
Width 6 Ft
Height 9 Ft

Width 16 inches
Height 42 inches
Square inches 672

Sanitary facility consists of porcelain commode and lavatory, hot and cold water at all times.

70-22845-74

RECORDED-92

RECORDED
6 FEB 25 1955

EX-100

10 MAR 2 1955

PH 70-523
DIRECTOR, FBI

2/24/55

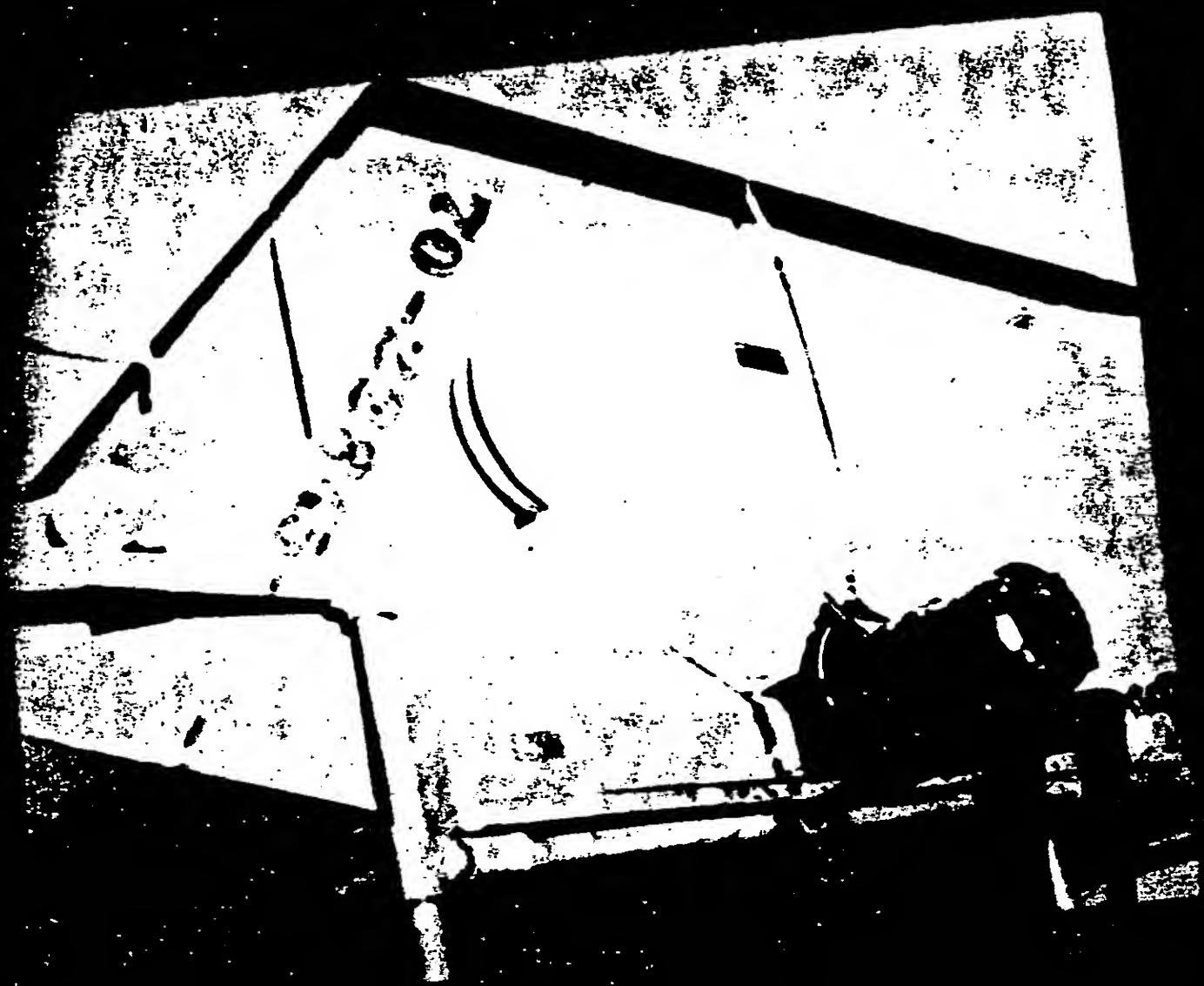
Heat in the 14 Punitive segregation cells is thermostatically controlled, a combination air conditioning system and hot air heating system runs 24 hours per day, no recirculated air is used, air to unit is 100% outside air. Air is conveyed to cells by duct and discharged by the same method. This system is on the medium pressure steam line and heat is available the year round, heat is turned off in the regular housing units the last of May and turned on again the last of September.

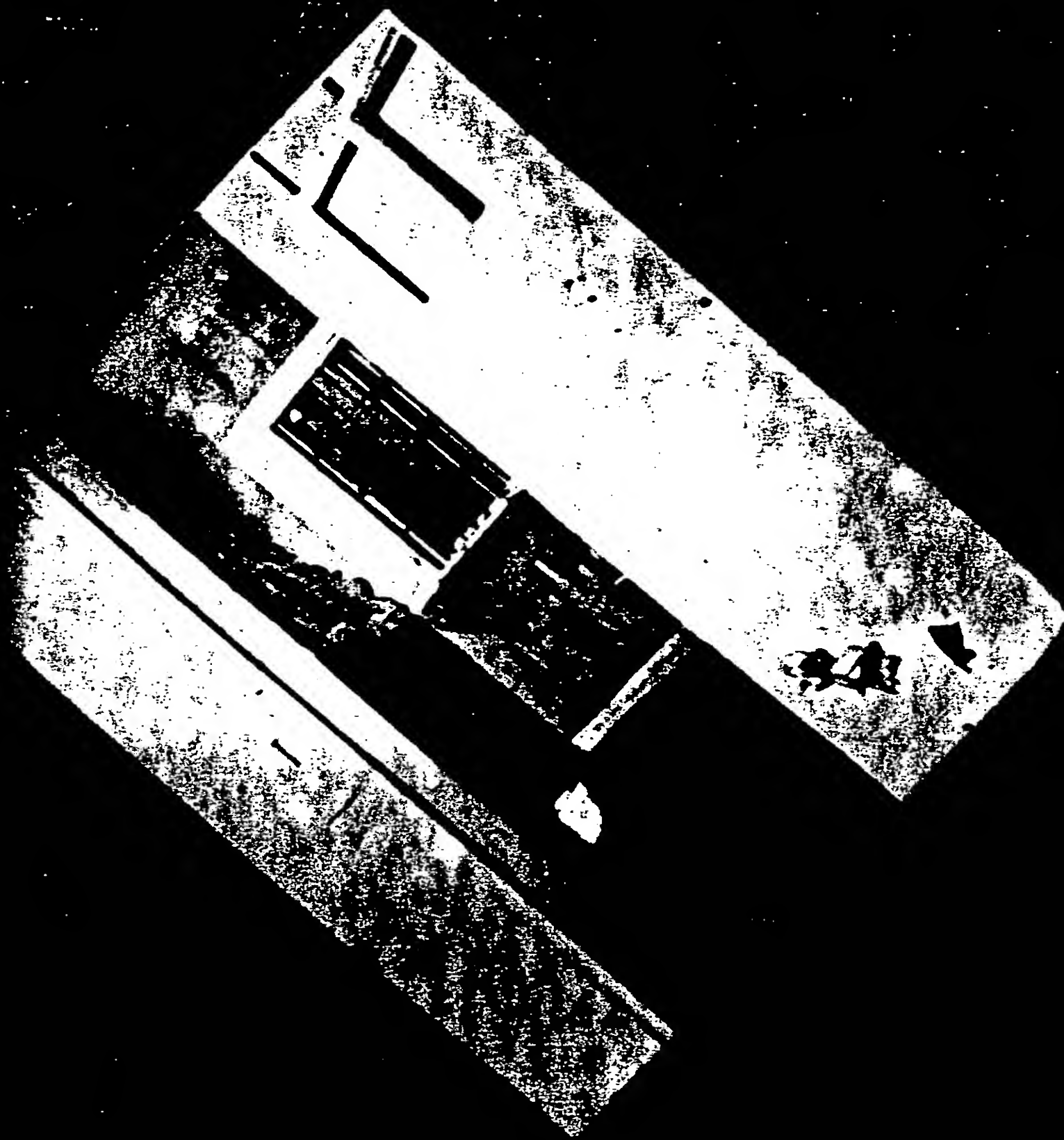
In addition, Mr. WILKINSON furnished eight photographs of the first three types of cells mentioned above. These photographs, which are enclosed herewith, are identified by a notation on the back of each one.

The above is being furnished as a matter of information, and it will not be necessary to return the photographs to the Philadelphia Office.

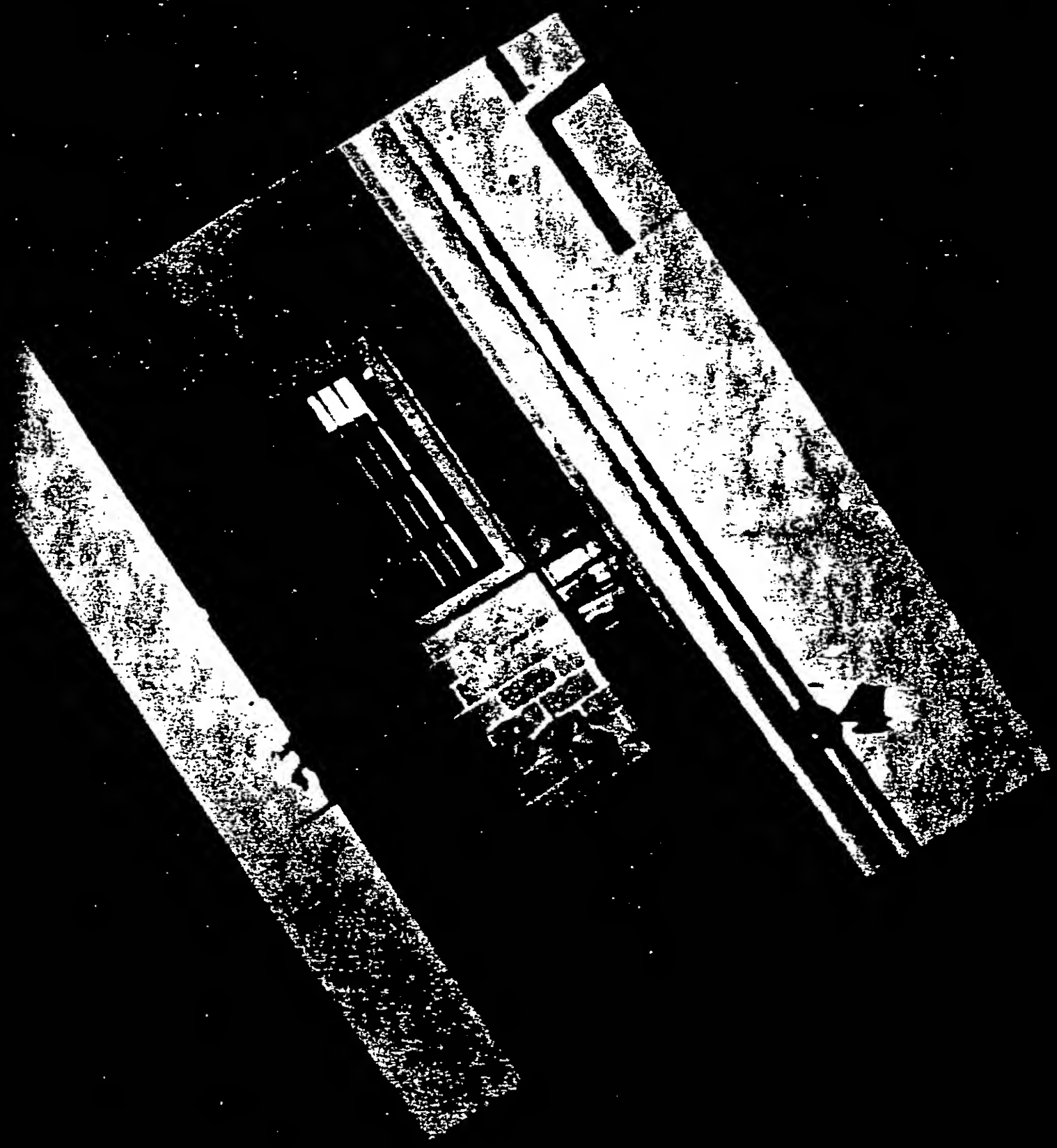
70-22845-

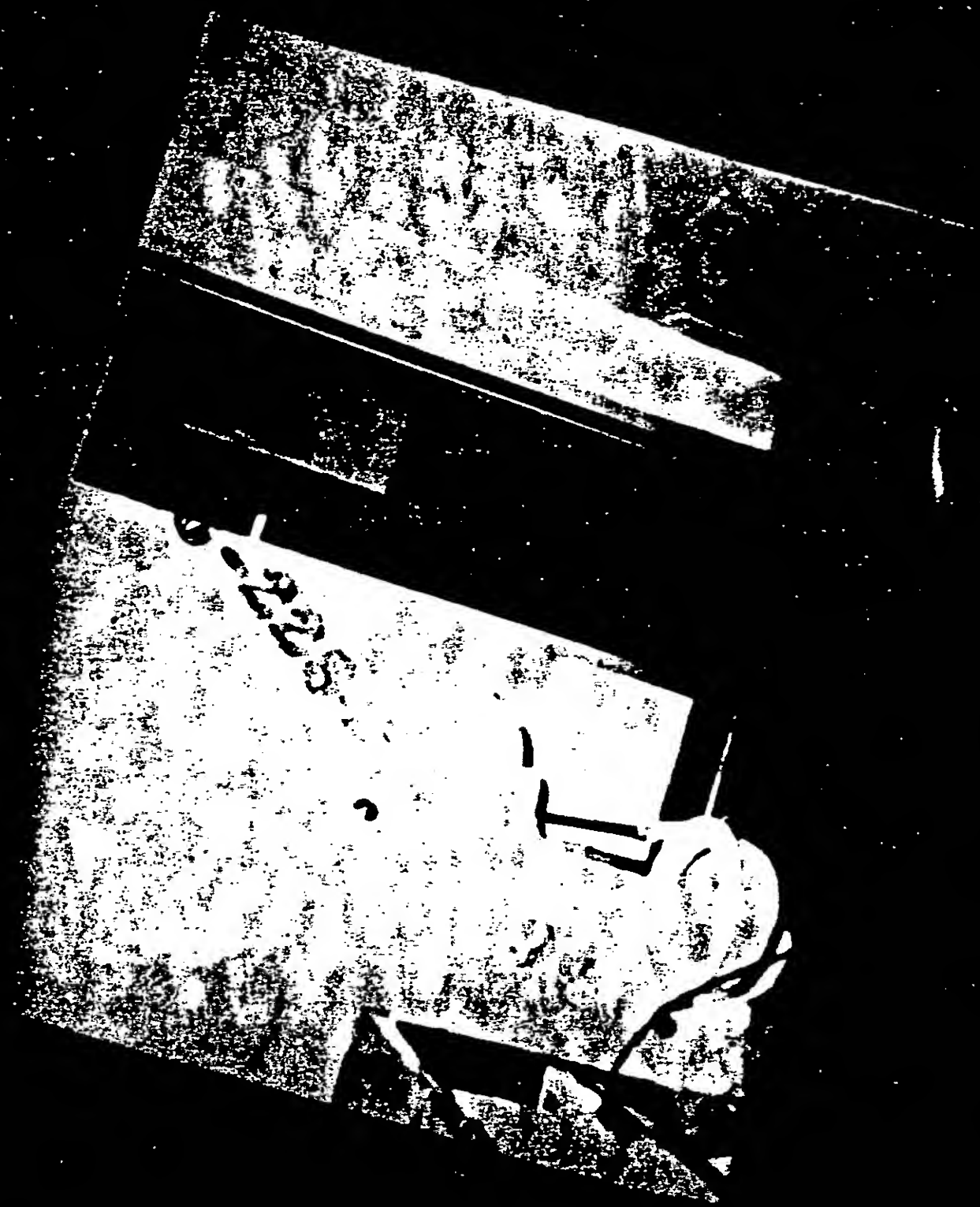
4

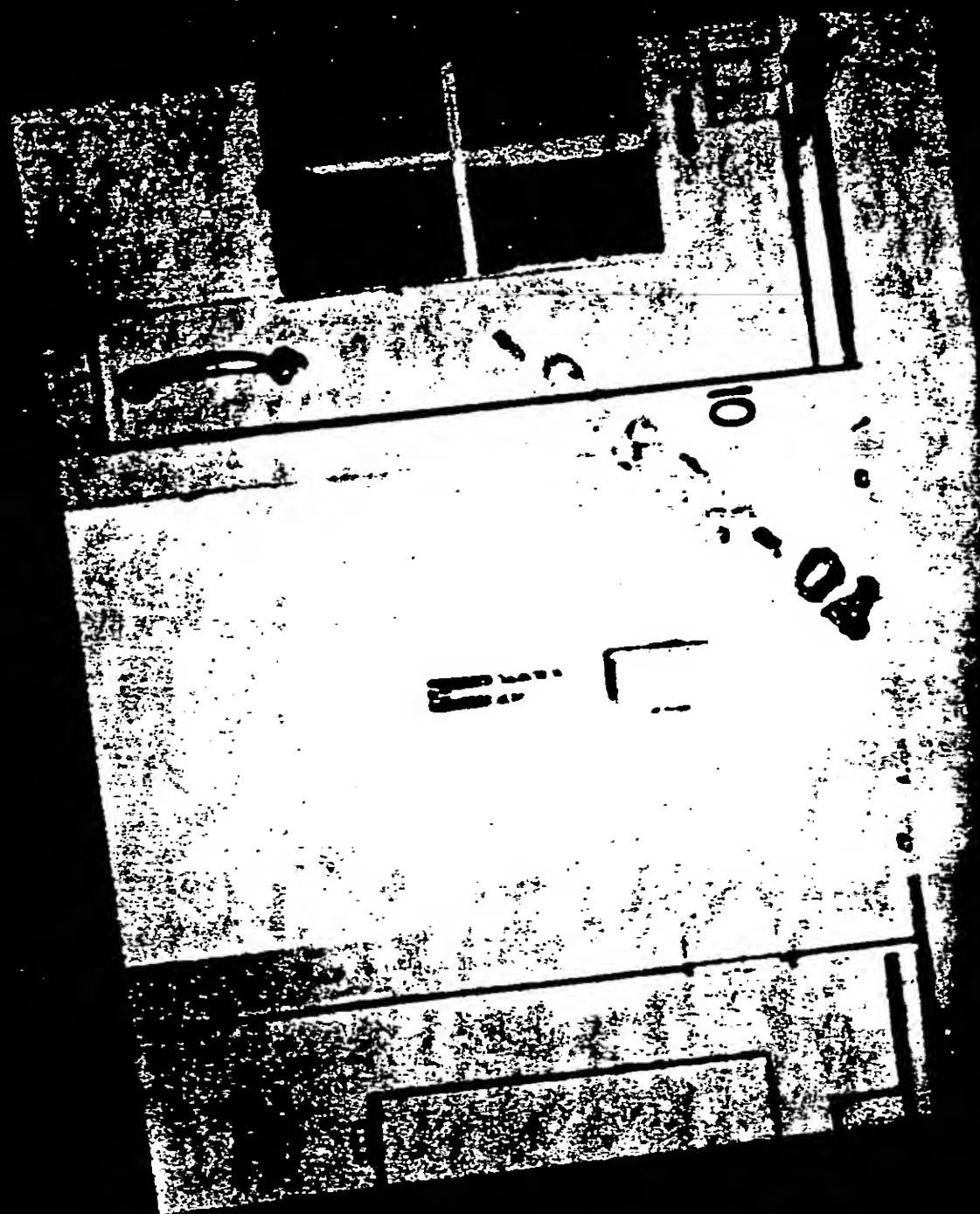
















FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

AIRTEL

Mr. Tolson	_____
Mr. Boardman	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Harbo	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Sizoo	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

Transmit the following Teletype message to: BUREAU (70-22845)

FBI PHILA. 2/23/55

DIRECTOR

GEORGE JUNIOR MC COY, ET AL, CGR - MURDER, IPPI. REBUAIRTEL 2/21/55. RECORDS
USDC, LEWISBURG, PA., REFLECT SUBJ. CAGLE ON 2/11/55 FILED MOTION FOR BILL OF
PARTICULARS REQUESTING COURT TO REQUIRE USA TO FILE BILL OF PARTICULARS AS IN-
DICTMENT FAILED TO CONTAIN A PLAIN, CONCISE AND DEFINITE WRITTEN STATEMENT OF
ESSENTIAL FACTS AND MERELY CONTAINED CONCLUSIONS OF LAW. MOTION REFUSED BY
JUDGE FREDERICK V. POLIMER, MDP, LEWISBURG, PA., ON 2/16/55. ON 2/11/55 SUBJ.
PARKER FILED MOTION FOR BILL OF PARTICULARS AS WELL AS MOTION FOR ORAL ARGUMENT
IN CONNECTION WITH MOTION FOR BILL OF PARTICULARS FILED REQUESTING COURT TO RE-
QUIRE USA TO FILE BILL OF PARTICULARS SHOWING WHICH DEFENDANT OR DEFENDANTS ACTUALLY
WIELDED THE ALLEGED WEAPON, AS WELL AS THE PARTICULAR COURSE OF CONDUCT OF SUBJ.
PARKER. ON 2/18/55 JUDGE POLIMER ORDERED THAT THE ORAL ARGUMENT ON MOTION FOR
BILL OF PARTICULARS FILED BY PARKER BE HELD AT 2:00 P.M. 2/23/55 AT LEWISBURG.
ON 2/23/55 JUDGE POLIMER REFUSED MOTION FOR BILL OF PARTICULARS FOR PARKER. NO
TRIAL DATE HAS BEEN SET AND JOHN BUTLER, COURT REPORTER WHO TOOK TRANSCRIPT OF
PROCEEDINGS USDC 1/24/55 AND 2/3/55, ADVISED THAT HE IS PRESENTLY TYPING THE

TRANSCRIPT OF 1/24/55 AND AT THE PRESENT TIME IS UNABLE TO FURNISH AN ESTIMATED
DATE WHEN IT WILL BE COMPLETED, HOWEVER, HE PROMISED TO EXPEDITE. THEY WILL
BE FURNISHED TO THE BUREAU IMMEDIATELY UPON RECEIPT AT THIS OFFICE. HE WILL BE KEPT

RECORDED

Mr. Rosen

6 FEB 24 1955

ONE CASE

FOG. SUP.

70-22845-95

Office Memorandum

UNITED STATES GOVERNMENT

Director (70-22845)

Date: February 11, 1955

SAC, Philadelphia (67-367-2113)

GEORGE JUNIOR COY, was: et al
WILLIAM WALTER REMINGTON - VICTIM
CCR, MURDER, FBI

IRREGULARITIES IN FEDERAL INSTITUTIONS

I am enclosing herewith an editorial which appeared in The Sunbury Daily Item on February 5, 1955.

It is recommended that the Bureau address a letter to the editor, Mr. H. H. HADDON, for his comments concerning the Bureau.

NHM:AVM
Enclosure
(2-Bu, 1-Ph)

EX-17

INDEXED - 80
EX-17
70-22845-96
FEB 14 1955

RECORDED COPY FILED IN
EXP. PROC.
FEB 14 1955

LOOSE CHARGES are much too common in criminal court proceedings, as illustrated in the case of the Lehigh Penitentiary inmates charged with the murder of William Remington.

A lawyer for one of the accused men charged that his client's statement concerning the crime had been obtained under duress and broadly implied that FBI agents had been guilty of this coercion. Also the statement was made that the three alleged killers had been placed in solitary confinement in what is known at the penitentiary as "the hole."

To the credit of Judge Fred Folmer, presiding in the case, the reflections upon the FBI were dispelled this past Wednesday in the second hearing on the case and investigation has shown that the solitary confinement cell at the prison is not in any sense a "hole."

Keeping the record straight is quite a task when loose charges are involved, but in this instance the presiding judge and a respected law enforcement officer, this is zealous of its good name have checked it as an accomplishment.

*Hadley
Folmer
2-22-33*

70-22813

9

THE LEHIGH DAILY ITEM
LEHIGH, PA.
2-22-33
EDITOR, H. E. HALDON

Finan

OFFICE MEMORANDUM - UNITED STATES GOVERNMENT

TO : Director, FBI (70-22845)

Date: 3/9/55

FROM : SAC, Philadelphia (70-523)

SUBJECT: GEORGE JUNIOR MCCOY, was, George McCoy, Jr., George McCoy;
ROBERT CARL PARKER, was, Robert C. Parker, Robert Carol Parker;
LEWIS CAGLE, JR., was, Lewis Junior Cagle, Lewis J. Cagle, Lewis Cagle
WILLIAM WALTER REMINGTON - Victim
CGR - MURDER; IFPI

The United States Attorney J. JULIUS LEVY, Middle District of Pennsylvania, Scranton, Pa., in his letter dated March 4, 1955, to this office, requested that each State and Federal Court with which any of the above-named subjects have been involved be contacted and a certified copy of the indictment, plea and sentence received be obtained for each criminal act for which each of the defendants in this matter has been previously convicted. The requested certificates should be in such form that they will be in compliance with Title 26, USC, Section 1735, which provides:

"The records and judicial proceedings of any court of any such State, Territory or Possession, or copies thereof, shall be proved or admitted in other courts within the United States and its Territories and Possessions by the attestation of the clerk and seal of the court annexed, if a seal exists, together with a certificate of a judge of the court that the said attestation is in proper form."

The above Statute pertains specifically to the records of State courts; however, records obtained from United States District Courts should be certified in the same manner.

USA LEVY states that it is immaterial for our purposes whether the conviction in question is on a misdemeanor or a felony charge.

The certified copy of the plea should show the plea and the certified copy of the sentence should show the full sentence imposed. If a plea of "not guilty" was entered and the defendant was subsequently found guilty, the certified copy should show the finding of guilty, that is, the conviction.

REC-2
70-207
70-980
70-395
Richmond
Louisville

RECORDED - 83

(2-80, 2-81, 2-70, 2-80, 2-CI, 2-LS, 2-PH)

67 MAR 18 1955

1 MAR 10 1955

70-22845-97

SECRET

In the course of obtaining the requested certified documents, it is absolutely necessary to know the name of the clerk or deputy clerk who could appear to testify, if subpoenaed, about the records of that particular court. It will also be necessary to obtain the identity of some individual who will be able to identify the defendant in question, for example, McCOY as being the same person as the one named in the State or other Federal indictment in question. This person must be a person who can be subpoenaed for the purpose of testifying to that identification. If the testimony of the clerk or deputy clerk in question will cover both the identity of the court documents and the identity of the defendant, then it will be necessary to only subpoena one person and the second witness obviously will not be necessary.

The purpose of the above is to identify the defendant in the State or Federal indictments and the defendant now on trial for captioned matter as being one and the same person.

Mr. LEVY also requested copies of the records of the "Good Time" Board at the Lewisburg Penitentiary which would show the appearance before the Board of each of the captioned three defendants and the statements made to the Board by each of these three defendants. He states he believes it will be possible to use any statements made by the defendants before this Board in the same manner as the confessions of each of the three defendants.

XXXXXX
XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET6

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.



Deleted under exemption(s) (b)(7)(C) with no segregable material available for release to you.



Information pertained only to a third party with no reference to you or the subject of your request.



Information pertained only to a third party. Your name is listed in the title only.



Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

Page(s) withheld for the following reason(s):



For your information: _____



The following number is to be used for reference regarding these pages:

70-22845-97 pp. 3-8

XXXXXX
XXXXXX
XXXXXX
 XXXXXXXXXXXXXXXXXXXX
 X DELETED PAGE(S) X
 X NO DUPLICATION FEE X
 X FOR THIS PAGE X
 XXXXXXXXXXXXXXXXXXXX

Director, FBI

1. Knoxville Division

Re: LOUIS CAGLE, JR.

The above identification record for CAGLE reflects information not substantiated by fingerprints that he was sentenced to three years' imprisonment on 9/21/51 by the U. S. District Court, Chattanooga, Tenn., for violation of the Dyer Act. Said record reflects that CAGLE was released on parole 7/10/52 while serving instant sentence at the National Training School for Boys, Washington, D. C. This parole was revoked 11/15/52 because of a new Dyer Act violation. CAGLE then was apparently sentenced by the U. S. District Court, Knoxville, Tenn. between 12/4 and 12/52 and received a 15 months' sentence for the additional ITSLV-JMA violation.

Knoxville will handle the above investigation in accordance with the request of the United States Attorney at Scranton, Pa.

2. Washington Field Office

Re: ROBERT CARL PARKER

The above record of PARKER reflects he was arrested 7/17/51 by the Washington, D. C. Police Department on an unauthorized use of automobile charge. Said record reflects that on 9/21/51 he received a probationary sentence for this violation. PARKER was subsequently convicted in Richmond, Va., on a larceny of auto charge and sentenced to three years in the Virginia State Penitentiary. He escaped therefrom on about 4/29/53 and on 11/4/53, after having previously been apprehended and convicted for an ITSLV charge, was returned to Washington, D. C., where he apparently received a one to three year sentence for violation of his probation, which he received 9/21/51.

Washington will handle the above in accordance with the request of

Re: JOHN CAGLE, JR.

JOHN CAGLE, JR. was arrested 12/15/51 by the Richmond Police Department on a charge of auto theft and on 11/15/51 he was sentenced to three years at the Virginia State Penitentiary from which he escaped. He was arrested by the Greensboro, N. C., Police Department on 12/29/51 and apparently turned over to the Middle District of Greensboro, N. C. on 1/2/52 and sentenced on 1/2/52 to

70-22845

Director, FBI

three years' imprisonment for violation of the Dyer Act.

Richmond will handle the investigation at Richmond, Va. and Greensboro, N.C. in accordance with the request of USA LEVY.

4. Pittsburgh Division

Re: GEORGE JUNIOR MCCOY

The record for MCCOY reflects that on about 1/3/47 he was sentenced at U. S. District Court, Charleston, W. Va., to a year and ten months' imprisonment for violation of the Dyer Act.

Pittsburgh will handle the above investigation in accordance with the request of USA LEVY.

5. Louisville Division

Re: GEORGE JUNIOR MCCOY

MCCOY's record reflects that on 9/9/48 he was given a conditional release discharge from the PCI, Ashland, Ky. The next item reflects he was incarcerated again in said institution on 1/26/49 on a Post Office robbery charge and that he had received a year and a day sentence.

Louisville will determine the place of arrest, conviction, etc. regarding the Post Office robbery charge and set out the appropriate lead to have same handled if it did not occur within that Division.

Said record further reflects that MCCOY was arrested on 10/3/53 at Lexington, Ky. for violation of the Dyer Act and that on 10/12/53 he was sentenced to three years' imprisonment for same.

The record reflects that MCCOY was arrested on 10/3/53 at Lexington, Ky. for violation of the Dyer Act and that on 10/12/53 he was sentenced to three years' imprisonment for same.

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The record reflects that MCCOY was arrested on 10/3/53 at Lexington, Ky. for violation of the Dyer Act and that on 10/12/53 he was sentenced to three years' imprisonment for same.

Director, FBI

The next item on said record reflects that McCOY on 5/11/51 was sentenced to one to three years' imprisonment at the Ohio State Penitentiary, Columbus, Ohio, on a carrying concealed deadly weapon charge.

Among the notations unsubstantiated by fingerprints on said record it is reflected that McCOY escaped from the Roseville Branch Prison on 9/21/53, where he apparently was serving the carrying concealed weapon conviction inasmuch as the State Police at Columbus, Ohio, requested notification in the event he should be arrested at any location.

In addition there is a notation that the Bureau of Probation and Parole, 205 Wyandotte Building, Columbus, Ohio, desired notification in the event McCOY was located.

Cincinnati, in addition to complying with the request of USA LEVY, should determine McCOY's status with the Bureau of Probation and Parole and the State Police at Columbus, Ohio, in regard to his escape while serving the previously mentioned one to three year sentence.

The investigation requested by USA LEVY is to be given continuous attention and results of same furnished this Division as soon as possible inasmuch as the defendants' trial may begin in the near future.

70-22845-97

61 R 3
MARCH 27, 1955

AIRTEL

SAC, PHILADELPHIA (MAIL)

① GEORGE JUNIOR MC COY, ET AL; CGR - MURDER. NEWSPAPER ARTICLES
INDICATE TRIAL INSTANT MATTER SET FOR MAY 16, 1955. IMMEDIATELY
ADVISE BUREAU DETAILS.

Robert Carl Baker

HOOVER

REG:fc
(4)

Handwritten signature
EX-103
Name _____
Bureau _____
Article _____
Reference _____
Character _____
Index _____
Date _____
Room _____
By _____
Approved _____
Special Agent _____

RECORDED - 63

70-22845-98
70-22845-98
Handwritten signature

COMM-FBI
MAR 27 1955
MAILED 20

70-22845-98

Mr. Tolson ✓
 Mr. Boardman ✓
 Mr. Nichols ✓
 Mr. Belmont _____
 Mr. Harbo _____
 Mr. Mohr _____
 Mr. Parsons ✓
 Mr. Rosen ✓
 Mr. Tamm _____
 Mr. Sizoo _____
 Mr. Winterrowd _____
 Tele. Room _____
 Mr. Holloman _____
 Miss Gandy _____

RECEIVED - DUNHAM

SCRANTON, PA.--U. S. ATTORNEY J. JULIUS LEVY REVEALED THAT THREE
 CONVICTS WILL GO ON TRIAL MAY 16 IN LEWISBURG, PA., ON CHARGES OF
 FATALLY BEATING FORMER GOVERNMENT ECONOMIST WILLIAM W. REMINGTON.
 REMINGTON WAS JAILED IN THE FEDERAL PENITENTIARY FOR PERJURY IN CONNEC-
 TION WITH A SOVIET SPY RING.

3/15--GE1046A

RO-22845-

38

Mr. Tolson _____
 Mr. Boardman _____
 Mr. Nichols _____
 Mr. Belmont _____
 Mr. Mohr _____
 Mr. Winterrowd _____
 Tele. Room _____
 Mr. Holloman _____
 Miss Gandy _____

file
WV

file
818

Cons Face Trial in Death of Remington

Three convicts will go on trial May 16 in Lewisburg, Pa., on charges of fatally beating former Government economist William W. Remington. Mr. Remington was jailed for perjury in connection with a Soviet spy ring.

ence of the Young Communist League while a student at Dartmouth College.

George Junior McCoy, 34, of Grady, Va.; Robert Carl Parker, 21, of Washington, D. C., and Lewis Cagle Jr., 17, of Chattanooga, Tenn., were accused of beating Mr. Remington in his cell Nov. 22 with a brick wrapped in a stocking. The motive was alleged to have been robbery.

Mr. Remington, 37, was convicted at his second trial on charges of lying at his first trial in denying he passed classified documents to Elizabeth Bentley, conf. and former courier for the Soviet spy ring, and in denying knowledge of the exist-

file
per

The death of William W. Remington
caused by the beating of three
convicts in the Federal Penitentiary
at Lewisburg, Pa., on Nov. 22, 1950.

100-2845-98

Rich. Post and
 Times Herald
 Rich. Post
 Rich. Post
 N. Y. World Telegram
 N. Y. Times

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Mr. Tolson	
Mr. Boardman	
Mr. Nichols	
Mr. Belmont	
Mr. Harbo	
Mr. Mohr	
Mr. Parsons	
Mr. Rosen	
Mr. Tamm	
Mr. Sizoo	
Mr. Winterrowd	
Tele. Room	
Mr. Holloman	
Miss Gandy	

Transmit the following Teletype message to:

A I R T E I

FBI PHILA.

3/17/55

BUREAU (70-22845)

DIRECTOR

GEORGE JUNIOR MC COY, WAS, ET AL, WILLIAM JAMES REMINGTON - VICTIM, CGR -
MURDER, IFPI. U. S. DISTRICT JUDGE FREDERICK V. FOLLIER, MIPA, SET TRIAL
DATE IN INSTANT CASE TO BEGIN MAY 16, 1955, AT LEWISBURG, PA.

Geht

END
JPP:EGG
70-523
(3-BU;1-PH)

NO CASE

70-22845-

39

70-22845-11

70-22845-99

1 MAR 24 1955

WFO

FEDERAL BUREAU OF INVESTIGATION

THIS CASE ORIGINATED AT **PHILADELPHIA**

REPORT MADE AT KNOXVILLE	DATE WHEN MADE 3-22-55	PERIOD FOR WHICH MADE 2-2; 3-21-55	REPORT MADE BY [REDACTED] b7C
TITLE GEORGE JUNIOR MC COY et al			CHARACTER OF CASE CRIME ON GOVERNMENT RESERVATION MURDER; IRREGULARITY IN FEDERAL PENAL INSTITUTION

SYNOPSIS OF FACTS:

Mr. and Mrs. LEWIS HERSHEL CAGLE, parents of subject CAGLE exhibited letter from subject CAGLE dated 12-18-54.

[REDACTED] exhibited a second letter dated 12-26-54.

[REDACTED] A request was made of the parents for these letters, however after the father of subject CAGLE contacted an attorney for advice he advised that he would not release the letters to the FBI.

-END-

DETAILS: AT CHATTANOOGA, TENNESSEE:

The following investigation was conducted by Special Agents [REDACTED] and [REDACTED] **b7C**

On February 2, 1955, Mr. and Mrs. LEWIS HERSHEL CAGLE, parents of subject CAGLE were interviewed at their residence [REDACTED]. They exhibited letters in their possession which they had received from their son which they permitted Agents to read. One of the letters bearing date which was not entirely legible but which appeared to be 12-18-54 (letter bore Prison Block Stamp date of 12-17-54) [REDACTED]

On the same date they exhibited a letter dated 12-26-54 [REDACTED]

DO NOT WRITE IN THESE SPACES	
70-22845-100	RECORDED 22
MAR 24 1955	106
STAMPED	

70-22845-100
MAR 24 1955
STAMPED

70-198

[REDACTED] b7c

Both of these letters were addressed to his mother.

Mr. and Mrs. CAGLE were requested to turn these letters over to the Agents. Mr. CAGLE stated before he would give an answer to this request he would prefer to consult with his attorney, whose name he did not mention. Later on the same date he contacted Special Agent [REDACTED] at which time he stated he had conferred with an attorney concerning the request which had been made of him and that he had been advised not to turn the letters over to the Agents. He did not disclose the name of the attorney with whom he conferred. b7c

-PUC-

70-22845- 100

NY 70-198

ADMINISTRATIVE PAGE

REFERENCE: Philadelphia airtel 1-31-55 and 3-15-55
Knoxville airtel to Philadelphia 2-3-55.

70-22845-

100

Office Memorandum • UNITED STATES GOVERNMENT

TO: DIRECTOR, FBI (70-22845)

DATE: 3-22-55

FROM: SAC, KNOXVILLE (70-198)

SUBJECT: GEORGE JUNIOR MC COY, was. George
Mc Coy, Jr., George Mc Coy;
ROBERT CARL PARKER, was Robert C.
Parker, Robert Carol Parker;
LEWIS CAGLE, Jr., was., Lewis Junior
Cagle, Lewis J. Cagle, Lewis Cagle
WILLIAM WALTER REMINGTON -VICTIM
OGP-MURDER: IFPI

Re Philadelphia Letter to Bureau 3-9-55.

Attached are copies of Information, Plea, Judgment and Commitment of
LEWIS JUNIOR CAGLE as requested in reflet.

The following investigation was conducted by Special Agent [REDACTED]
at Chattanooga, Tennessee on 3-14, 21-55.

The name of the person who could testify as to the attached court record
is [REDACTED] Deputy Court Clerk, U.S. District Court, Chattanooga, Tennessee.

United States Attorney OTIS T. AULT, Eastern District of Tennessee who
handled above cases is deceased.

[REDACTED] Deputy Court Clerk, U.S. District Court, Chattanooga, Tenn.,
advised he could not identify subject CAGLE as the person named in attached
records.

[REDACTED] Deputy U. S. Marshall, Chattanooga, advised he recalls
handling subject CAGLE in Chattanooga; however, he was not positive he could
identify CAGLE.

[REDACTED] Probation Officer, Chattanooga, Tennessee, advised
[REDACTED] reviewed and [REDACTED] in both occasions in attached records, and
[REDACTED] identify CAGLE.

Special Agent [REDACTED] of the Knoxville Office, who handled inves-
tigation violation dated 12-2-52 can positively identify CAGLE as subject

KRM/ago

(5)

CC: 2 Philadelphia (Enclosure -2)

70-22845-

161

RECORDED-111-28-161

6 MAR 24 1955

NY 70-198

of this offense.

The following investigation was conducted by Special Agent [REDACTED] on 3-18-55:

[REDACTED] Deputy U. S. MARSHALL, Knoxville, Tennessee, advised the records of the U. S. Marshall's Office, Knoxville, Tennessee reflect that U. S. Chief Deputy Marshall [REDACTED] transported subject CAGLE to the National Training School, Washington, D. C. on both occasions in attached records.

[REDACTED] retired, U. S. Chief Deputy Marshall, [REDACTED] Ave., Knoxville, Tenn., advised on 3-18-55 that he could not recall subject CAGLE, or transporting him to the National Training School, Washington, D.C. b7c

Investigation requested in Philadelphia airtel 3-15-55 being conducted. Report follows.

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